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THE UNITED STATES DISTRICT COURT NORTHERN DISTRICT OF ILLINOIS	1 INDEX
EASTERN DIVISION	2 WITNESS Page
TERRENCE BARBER, )	3
Plaintiff,	4 TERRENCE BARBER
) No. 08-CV-6363	5
P.O. Michael Malanluk (#11652),   Magistrate Judge Keys	6 Examination by Mr. Gainer 5
P.O. Michael Shields (#5951), individually and THE CITY OF	7 Examination by Mr. Ksiazek 170
CHICAGO, ) Defendants. )	8 Further examination by Mr. Gainer 173
bereidants.	9
	10
	11
THE DEPOSITION OF TERRENCE BARBER, reported by Lisa	12
J. Doerr, Illinois CSR 084-004304, on January 25, 2010,	13
commencing at the hour of 1:00 p.m. at 100 Hillcrest Road, in the City of East Moline, State of Illinois.	14
The City of Bast Molling, State of Illinois.	15
	16 EXHIBITS
	17
	18
	19 Exhibit No. 1 marked for identification 129
	20 Exhibit No. 2 marked for identification 145
	21 Exhibit No. 3 marked for identification 147
	22
	23 (Attached.)
2	4
1 APPEARANCES:	1 TERRENCE BARBER,
2	2 having been first duly sworn was examined and
3 ED FOX & ASSOCIATES	3 testified as follows:
4 MR. JONATHAN KSIAZEK	4
5 <b>300</b> W. Adams, Suite 330	5 MR. GAINER: Sir, can you please state
6 Chicago, IL 60606	6 your full name and spell your last name for the
7 (312) 345-8877	7 record.
8 appearing on behalf of the Plaintiff;	8 THE WITNESS: Terrence Barber.
9	9 MR. GAINER: Spell your last name,
10 JOHNSON & BELL	10 please.
11 MR. BRIAN P. GAINER	THE WITNESS: B-a-r-b-e-r.
12 <b>33</b> W. Monroe	12 MR. GAINER: Can you also spell your
13 Chicago, IL 60603	13 first name for me.
14 (312) 372-0770	14 THE WITNESS: T-e-r-r-e-n-c-e.
appearing on behalf of the Defendants.	15 MR. GAINER: Do you have a middle
1.6	16 initial?
16	17 THE WITNESS: D.
17	I
18	
19	•
20	• • • • • • • • • • • • • • • • • • • •
21	21 notice and pursuant to court order in this case.
22 23	22 The deposition is being taken in East Moline
40	23 Correctional Center. This is being taken also in

7 5 out well if we talk over each other. So please accordance with all the Federal Rules of Civil 1 1 2 try to wait until I'm finished with my question, 2 Procedure that apply, and any local rules that 3 3 even if you know where I'm going, before you apply. start giving your answer, and likewise, I'll try 4 4 5 5 to wait until you're finished with your answer **EXAMINATION** 6 BY MR. GAINER 6 before I start the next question. Okay? 7 7 Mr. Barber, my name is Brian Gainer, I Yes, sir. represent the defendants in the lawsuit that you 8 8 At any time you need to take a break, Q. 9 9 filed against the City of Chicago, the Chicago just let me know. Okay? 10 Police Department, and certain Chicago police 10 Yes, sir. Α. officers. Have you ever given a deposition 11 Mr. Barber, how old are you? 11 Q. 19 -- 18. 12 before? 12 Α. What's your birthday? 13 A. No. 13 Q. 14 Q. Okay. First and foremost, I'm going 14 15 15 to ask you to keep your voice up a little bit MR. KSIAZEK: Just make sure to keep 16 louder, because as you can see, to your right 16 speaking up. 17 here, there's a court reporter writing everything 17 THE WITNESS: Okay. 18 down. 18 BY MR. GAINER: 19 19 Before you came to East Moline Α. Okay. 20 We're going to get a written record of 20 Correctional Center, where did you live? Q. 21 this later on, and so I want to make sure that 21 Α. 1170 West Aerie. 22 22 the court reporter can hear what you're saying so In an apartment there? Q. 23 23 that when we're reading it later, we can Α. Yes, apartment building. understand what we talked about today. Okay? 1 Q. What apartment did you live in? 1 2 2 All right. Α. 3 3 How long did you live at 1170 West I'm going to give you a couple more Q. 4 ground rules just to kind of make this flow as 4 Aerie, in apartment 404? 5 5 smoothly as possible. First and foremost, when I For, like, I'd say, a year and, like, Α. 6 ask you a question that requires a yes or no 6 six months. 7 answer, I would ask that your answer be yes or 7 Q. Okay. Who did you live there with? 8 no, depending on what you want to say, because if 8 The mother of my child. A. 9 you say uh-huh or huh-uh, or nod your head; or 9 The mother of your child? Q. 10 shake your head, that doesn't show up well in the 10 Α. Yes. 11 transcript. Okay? 11 Q. What's her name? 12 A. Yes, sir. 12 Α. Dominique Stephson. 13 Q. All right. In addition to that, if I 13 What's her last name? Q. 14 ask you a question at any time today and you 14 Α. Stephson. Stephson? 15 answer it, I'm going to assume that you 15 Q. 16 understood my question. So if at any time you 16 Α. Yeah. 17 Do you know how to spell that? 17 don't understand what I'm saying, feel free to Q. 18 tell me to rephrase whatever my question is, and 18 A. S-t-e-p-h-s-o-n. 19 I'll do that. Okay? 19 Q. Okay. Is that your apartment or her 20 20 A. Okay. apartment? 21 21 Her apartment. Q. Also, this is the hardest one, Α. All right. You mentioned that you 22 especially for me, because the court reporter's 22 Q. 23 typing everything down, it really doesn't work 23 have a child?

	9		11
1	A. Yes.	1	A. His first name's Terry.
2	Q. Is it just one?	2	Q. Okay. So it's not Terrence?
3	A. No, I have three children.	3	A. No, it's just Terry.
4	Q. Okay. How old is the child with whom	4	Q. Do you know what your brother's
5	you lived at 1170 West Aerie?	5	birthday is?
6	A. One year old.	6	A. 1
7	Q. Boy or girl?	7	Q. On December 14, 2005
8	A. Girl.	8	A. No, '88.
9	Q. How old are your other children?	9	Q. '88?
10	A. My son, he's four years old, and I	10	A. Yeah.
11	have another daughter, she's two.	11	Q. So your brother's birthday is
12	Q. What's your son's first name?	12	
13	A. Taveion.	13	A. Yes.
14	Q. How do you spell that?	14	Q. Okay. On December 14, 2005, was your
15	A. T-a-v-e-i-o-n.	15	brother, Terry, living at 1365 North Hudson with
16	Q. Your two-year-old daughter, what's her	16	you?
17	name?	17	A. Yes, sir.
18	A. Kamya.	18	Q. Okay. What apartment did you live in?
19	Q. How do you spell that?	19	A. 2121, Building 6C.
20	A. K-a-m-y-a.	20	Q. So apartment 2121?
21	Q. And then the one-year-old daughter,	21	A. Yes. The building, 6C.
22	what's her name?	22	Q. Building 6C?
23	A. Kylei, K-y-l-e-i.	23	A. Yes.
	10		12
1	Q. Prior to living at 1170 West Aerie,	1	Q. Is that some sort of housing complex?
2	apartment 404, where did you live?	2	A. Yes.
3	A. 1365 North Hudson.	3	Q. Is it CHA?
4	Q. How long did you live there?	4	<ol> <li>I'm not real sure about that.</li> </ol>
5	A. For, like for, like, about I'd	5	Q. Okay. If someone were to send you a
6	say about eight or nine years.	6	letter when you were living on Hudson
7	Q. Okay. Were you living there on	7	A. Yes.
8	December 14, 2005?	8	Q would they address it to 1365 North
9	A. Yes, sir.	9	Hudson, Apartment 2121, building 6C, Chicago,
10	Q. Okay. Who did you live there with?	10	Illinois?
11	A. My mother.	11	A. Yes, sir.
12	Q. And what's her name?	12	Q. And obviously they'd put your name on
13	A. Cecile Barber.	1.3	it, too?
14	Q. Can you spell Cecile for me?	14	A. Yes, sir.
15	A. C-e-c-i-l-e.	15	Q. Do you have any other brothers or
16	Q. All right. Anyone else live there	16	sisters aside from Terry?
17	with you?	17	A. Yes.
18	A. My brother.	18	Q. What do you have, brothers or sisters?
19	Q. What's his name?	19	A. Brothers and sisters, but they on my
20	A. Terry Barber.	20	father's side.
21	Q. Now, is his first name Terry or	21	Q. Okay. Why don't you just give me
22	A. Yes.	22	their names real quick.
23	Q or is that short for Terrence?	23	<ul> <li>A. Michael Rockmore, Michelle Rockmore,</li> </ul>

		13		15
1	Jamal (	Griffin.	1	Portillos, did you have any other jobs before you
2	Q.	I'll make it easy for you. Do you	2	came to East Moline?
3	have ar	ny other brothers and sisters, other than	3	A. No, sir.
4		other Terry, who has the name Terry, or	4	MR. KSIAZEK: Keep your voice up just
5	•	ce, or anything like that?	5	a little.
6	Α.	No.	6	THE WITNESS: All right.
7	Q.	So your brother, Terry, who you've	7	BY MR. GAINER:
8	already	told me about	8	Q. Aside from the job at Portillos, have
9	Α.	Yes.	9	you had any other jobs ever?
10	Q.	is the only brother that you have	10	A. No.
11	who ha	s a name like yours?	11	Q. Prior to coming to East Moline, were
12	A.	Yes.	12	you in school?
13	Q.	Okay. What's your father's name?	13	A. I was doing GED assignments, home
14	A.	Michael Griffin.	14	school, so I could be there for my children,
15	Q.	And where does Mr. Griffin live?	15	baby-sit them.
16	A.	Champaign, Illinois. I really don't	16	Q. So before you coming to East Moline
17	know th	ne address.	17	Correctional Center, you were taking classes to
18	Q.	That's okay. Was Michael Griffin	18	get your GED?
19	living w	ith you on December 14, 2005?	19	A. Yeah, I was taking home-school
20	A.	No.	20	classes.
21	Q.	Other than your brother, Terry, and	21	Q. Okay. Do you have your GED?
22	your me	om, was anyone else living with you on	22	A. No, I never finished it.
23	Decem	ber 14, 2005?	23	Q. All right. Are you taking any classes
		14		16
1	A.	No, sir.	1	here at East Moline?
2	Q.	Okay. Where were you born?	2	A. I am, but I just got here, so I really
3	A.	Chicago, Illinois.	3	ain't really got into school yet.
4	Q.	Do you remember what hospital?	4	<ul> <li>Q. So you're not yet enrolled, but you</li> </ul>
5	A.	Mount Sinai.	5	plan on taking classes?
6	Q.	Are you married?	6	A. Yes.
7	A.	No.	7	Q. Are you working here at East Moline?
8	Q.	Before you came to East Moline,	8	A. Yes, sir.
9	immedia	ately before you came to East Moline, were	9	Q. What are you doing?
10	you wor	king?	10	A. I work in the cafeteria.
11	A.	I had a summer job.	11	Q. How does that work, do they pay you?
12	Q.	What were you doing?	12	A. Yeah.
13	A.	I was working at Portillos Hot Dogs.	13	Q. How much do they pay you?
14	Q.	You said that was a summer job?	14	A. Like, 50 cents a day.
15	A.	Yes.	15	Q. Okay. Are we in agreement that the
16	Q.	When was the last time you did that	16	incident that we're here to talk about happened
17	-	ore you came here?	17	December 14, 2005?
18	Α.	I'm not sure.	18	A. Yes, sir.
19	Q.	Did you do it in the summer of 2009?	19	Q. Okay. For the next couple questions
20	Α.	No, I don't think so.	20	I'm still going to ask you some background
21	Q.	In the summer of 2008?	21	questions, but I might be going back and forth a
22	Α.	Yeah, I think it was around that time.	22	little bit. So if it gets confusing, let me
23	Q.	Aside from the summer job at	23	know.

5   Q. Where were you going to school?   6   A. George Manierre.   7   Q. Say that one more time.   7   A. Yes, sir.   9   Q. George Manierre?   9   9   Okay. Have you ever been a plaintiff or a defendant in any other lawsuit other than this one?   10   Think I was in 8th.   10   A. I think I was in 8th.   16   Q. Now, is George Manierre, as far as you understand, is that an alternative school, or was it just a regular Chicago public school.   19   A. No, sir.   19   A. No, sir.   10   A. No, sir.   11   A. Yes, sir.   12   A. Was.   13   A. Yes, sir.   14   You've never shoed excuse me.   15   Strike that.   You've never shoed excuse me.   16   A. No, sir.   16   A. No, sir.   17   A. No, sir.   18   A. No, sir.   18   A. No, sir.   19   A. No, sir.   19   A. No, sir.   10   A. Yes, sir.   10	r			
get a trade?  A. Yes.  A. Yes.  A. George Manierre.  C. Say that one more time.  A. George Manierre.  B. A. George Manierre.  C. Say that one more time.  A. George Manierre.  B. A. George Manierre.  C. Say that one more time.  A. George Manierre.  C. Say that one more time.  A. George Manierre.  C. Say that one more time.  A. George Manierre.  C. Say that one more time.  A. George Manierre?  D. A. Elementary school.  C. Do you know how to spell Manierre?  A. Harn-he-hr-ce.  C. Do you know how to spell Manierre?  A. I think I was in 8th.  A. I think I was in 8th.  C. Now, is George Manierre, as far as you understand, is that an alternative school, or was it just a regular Chicago public school?  A. No, regular Chicago public school?  A. No, regular Chicago public school?  A. No, regular Chicago public school.  C. All right. I want to talk a little  Dit, other than what we've already talked about, about your education. Did you graduate from George Manierre?  A. Yes.  A. Yes.  A. No, or:  C. Okay. Have you ever been a plaintiff or a defendant in any other lawsuit other than this ne?  A. No, sir.  You've never sued the Chicago Police  Department before?  A. No, sir.  A. No, sir.  C. Okay. Have you ever been a plaintiff or a defendant in any other lawsuit other than this ne?  Strike that.  You've never sued the Chicago Police  Department before?  A. No, sir.  Q. And you've never sued the Chicago Police  Department before?  A. No, sir.  Q. Have you been convicted of a felony?  A. Yes., sir.  Q. Okay. What felony were you convicted of?  A. Yes., sir.  Q. Okay. Why records indicate you were convicted of a possession of a stolen motor vehicle.  D. Okay. My records indicate you were convicted of a possession of a stolen motor vehicle on October 2nd, 2008; does that sound right to you?  A. Yes., sir.  Q. Okay. My records indicate you were sentenced to 18-months probation; is that right?  A. Yes, sir.  Q. Okay. My records indicate you were sentenced to 18-months probation; is that right?  A. Yes, sir.  Q. Okay. My records		17		19
get a trade?  A. Yes.  A. Yes.  A. George Manierre.  C. Say that one more time.  A. George Manierre.  B. A. George Manierre.  C. Say that one more time.  A. George Manierre.  B. A. George Manierre.  C. Say that one more time.  A. George Manierre.  C. Say that one more time.  A. George Manierre.  C. Say that one more time.  A. George Manierre.  C. Say that one more time.  A. George Manierre?  D. A. Elementary school.  C. Do you know how to spell Manierre?  A. Harn-he-hr-ce.  C. Do you know how to spell Manierre?  A. I think I was in 8th.  A. I think I was in 8th.  C. Now, is George Manierre, as far as you understand, is that an alternative school, or was it just a regular Chicago public school?  A. No, regular Chicago public school?  A. No, regular Chicago public school?  A. No, regular Chicago public school.  C. All right. I want to talk a little  Dit, other than what we've already talked about, about your education. Did you graduate from George Manierre?  A. Yes.  A. Yes.  A. No, or:  C. Okay. Have you ever been a plaintiff or a defendant in any other lawsuit other than this ne?  A. No, sir.  You've never sued the Chicago Police  Department before?  A. No, sir.  A. No, sir.  C. Okay. Have you ever been a plaintiff or a defendant in any other lawsuit other than this ne?  Strike that.  You've never sued the Chicago Police  Department before?  A. No, sir.  Q. And you've never sued the Chicago Police  Department before?  A. No, sir.  Q. Have you been convicted of a felony?  A. Yes., sir.  Q. Okay. What felony were you convicted of?  A. Yes., sir.  Q. Okay. Why records indicate you were convicted of a possession of a stolen motor vehicle.  D. Okay. My records indicate you were convicted of a possession of a stolen motor vehicle on October 2nd, 2008; does that sound right to you?  A. Yes., sir.  Q. Okay. My records indicate you were sentenced to 18-months probation; is that right?  A. Yes, sir.  Q. Okay. My records indicate you were sentenced to 18-months probation; is that right?  A. Yes, sir.  Q. Okay. My records	1	A. Okay.	1	Q. Have you taken any classes to try to
4 A. Yes. 5 Q. Where were you going to school? 6 A. George Manierre. 7 Q. Say that one more time. 8 A. George Manierre? 9 Q. George Manierre? 10 A. Elementary school. 11 Q. Do you know how to spell Manierre? 12 A. M-a-n-le-r-re 13 Q. What grade were you in when this 14 happened? 15 A. I think I was in 8th. 16 Q. Now, is George Manierre, as far as you understand, is that an alternative school, or was it just a regular Chicago public school? 19 A. No, regular Chicago public school. 20 Q. All right. I want to talk a little bit, other than what we've already talked about, about your education. Did you graduate from George Manierre? 3 A. No, not really. 4 Q. Would it have been the same – would it have been the '05, OB year? 4 A. Yes. 5 A. Yes. 6 A. Yes. 7 Q. Do you remember what year? 8 A. No, not really. 9 Q. Would it have been the same – would it have been the '05, OB year? 9 A. Yes., Sir. 10 Q. Okay. And we talked about, you don't have you graduated from high tave you graduated from high thave you graduated from high tave you graduated from high thave you graduated from high thave you don't have you graduated from high tave you graduated from high thave you graduat	2	-	2	·
5 Q. Where were you going to school? 6 A. George Manierre. 7 Q. Say that one more time. 8 A. George Manierre? 9 Q. George Manierre? 10 A. Elementary school. 11 Q. Do you know how to spell Manierre? 12 A. M-a-n-i-e-r-e. 13 Q. What grade were you in when this happened? 14 have you've never shoed excuse me. 15 A. I think I was in 8th. 16 Q. Now, is George Manierre, as far as you understand, is that an alternative school, or was it just a regular Chicago public school. 19 A. No, regular Chicago public school. 20 Q. All right. I want to talk a little bit, other than what we've already talked about, 2d about your education. Did you graduate from George Manierre? 18 1 A. Yes. 20 Q. Okay. What felony were you in when this higher was a regular Chicago public school. 21 bit, other than what we've already talked about, 2d about your education. Did you graduate from George Manierre? 23 A. No, not really. 4 Q. Would it have been the same – would it have been the '50, 0g year? 4 A. Yesh. 5 A. No. 6 A. Yesh. 6 A. Yesh. 7 Q. The year that this happened? 9 A. Yes, sir. 10 Q. Okay. And we talked about, you don't have been the '50, 0g year? 11 have your GED yet, right? 12 A. Yes, sir. 13 Q. Okay. My records indicate you were convicted of a possession of a stolen motor vehicle. 14 I was July 1st. 15 A. No. sir. 16 Q. Okay. And we talked about, you don't have your GED yet, right? 17 A. Yes, sir. 18 I was July 1st. 19 Q. Okay. My records indicate you were sent motor vehicle on October 2nd, 2008; does that sound right to you? 19 A. Yes, sir. 10 Q. Okay. And we talked about, you don't have you after this happened? 10 Q. Okay. And we talked about, you don't have your GED yet, right? 11 A. Yes, sir. 12 Q. Okay. Have you taken – other than this in any other felonies? 14 Felonies? 15 A. No, sir. 16 Q. What I said was correct? 17 A. Yes, sir. 18 Q. Okay. Have you taken – other than this in any other felonies? 18 Lesses you've told me about, the GED on the felonies? 19 A. Yes, sir. 20 Colasses, the home school, and the ones you intend	3	school?	3	A. I really never got into it.
6 A. George Manierre. 7 Q. Say that one more time. 8 A. George Manierre. 8 A. George Manierre. 9 Q. George Manierre? 10 A. Elementary school. 11 Q. Do you know how to spell Manierre? 12 A. M-a-n-i-e-r-re. 13 Q. What grade were you in when this happened? 14 have speular Chicago public school. 17 Q. All right. I want to talk a little bit, other than what we've already talked about, you don't lit have been the '05, '06 year? 18 A. Yes. 19 Q. Do you remember what year? 20 Q. Do you remember what year? 31 A. No, not really. 4 Q. Would it have been the same would lit have been the '05, '06 year? 4 A. Yes. 5 Q. Do you haven't graduated from high school? 6 A. Yes, sir. 7 Q. Okay. My records indicate you were convicted of a possession of a stolen motor vehicle. 8 A. Yes, sir. 9 A. Yes, sir. 10 Q. Okay. And we talked about, you don't have your GED yet, right? 10 Q. Okay. And we talked about, you don't have your GED yet, right? 11 A. No, sir. 12 Q. Okay. Have you taken other than this one? 13 A. No, sir. 14 You've never sued the Chicago Police Department before? 15 A. No, sir. 16 Q. What it said was correct? 16 A. Yes, sir. 17 Q. And you've never been in the military? 18 A. No, sir. 19 A. No, sir. 19 A. No, regular Chicago public school. 20 Q. All right. I want to talk a little 20 or? 21 A. Possession of a stolen motor vehicle. 22 O. Okay. My records indicate you were convicted of a possession of a stolen motor vehicle on October 2nd, 2008; does that sound right to you? 22 O. Okay. And we talked about, you don't have your GED yet, right? 23 A. Yes, sir. 24 Q. Okay. And we talked about, you don't have your GED yet, right? 25 A. Yes, sir. 26 Q. What I said was correct? 27 A. No, sir. 28 Q. Okay. Have you taken other than 19 the classes you've told me about, the GED 20 classes, the home school, and the ones you intend 20 Correctional Center because of the PSV charge possession of a stolen vehicle charge? 27 A. Yes, sir. 28 Correctional Center because of the PSV charge possession of a stolen vehicle charge? 29	4	A. Yes.	4	Q. Okay. Have you told me now about all
7 Q. Say that one more time. 8 A. George Manierre? 9 Q. George Manierre? 10 A. Elementary school. 11 Q. Do you know how to spell Manierre? 12 A. M-a-n-i-e-r-e. 13 Q. What grade were you in when this 14 happened? 15 A. I think I was in 8th. 16 Q. Now, is George Manierre, as far as you understand, is that an alternative school, or was it just a regular Chicago public school? 19 A. No, regular Chicago public school. 20 Q. All right. I want to talk a little 21 bit, other than what we've already talked about, about your education. Did you graduate from George Manierre? 21 B. A. Yes. 22 Q. Do you remember what year? 23 George Manierre? 24 Do you remember what year? 25 A. Yes. 26 A. Yes. 27 Q. Okay. What felony were you convicted of a stolen motor vehicle. 28 Think I was been the '05, '06 year? 39 A. Yes, sir. 40 Q. Okay. My records indicate you were convicted of a possession of a stolen motor vehicle. 29 A. Yes. 20 Q. Okay. And we talked about, you don't have been the '05, '06 year? 30 A. Yes, sir. 41 Q. Okay. And we talked about, you don't have your GED yet, right? 42 A. Yes, sir. 43 Q. Okay. And we talked about, you don't have your GED yet, right? 44 Q. Voul at said was correct? 45 A. No, sir. 46 Q. Okay. And we talked about, you don't have your GED yet, right? 47 A. Yes, sir. 48 Q. What I said was correct? 49 A. Yes, sir. 40 Q. What I said was correct? 41 A. No, sir. 41 You've never shoed excuse me. 41 You've never shoed excuse me. 41 You've never shoed excuse me. 41 You've never sued the Chicago Police 42 Department before? 41 A. No, sir. 42 Q. And you've never been in the military? 42 A. No, sir. 43 Q. Okay. What felony were you convicted of? 44 Yes, sir. 45 Q. Okay. What felony were you convicted of? 46 A. Yes, sir. 47 Q. Okay. My records indicate you were sentenced to 18-months probation; is that right? 48 Q. Okay. And we talked about, you don't have your GED yet, right? 49 A. Yes, sir. 40 Q. What I said was correct? 41 A. No, sir. 41 A. Yes, sir. 41 A. Yes, sir. 42 Q. Okay. My records indicate you we	5	Q. Where were you going to school?	5	the jobs that you've had, the Portillos job and
8 A. George Manierre. 9 Q. George Manierre? 10 A. Elementary school. 11 Q. Do you know how to spell Manierre? 12 A. M-a-n-i-e-r-re. 13 Q. What grade were you in when this 14 happened? 15 A. I think I was in 8th. 16 Q. Now, is George Manierre, as far as you understand, is that an alternative school, or was it just a regular Chicago public school? 19 A. No, regular Chicago public school? 10 bit, other than what we've already talked about, about your education. Did you graduate from George Manierre? 11 A. Yes. 12 Q. Do you remember what year? 13 A. No, not really. 14 Q. Would it have been the same would it have been the '05, '06 year? 15 A. Yes. 16 Q. The year that this happened, or at least the spring after this happened? 17 Q. Okay. And we talked about, you don't have your GED yet, right? 18 Q. Okay. And we talked about, you don't have your GED yet, right? 19 A. Yes, sir. 20 Q. Okay. My records indicate you were convicted of a possession of a stolen motor vehicle. 21 A. Yes. 22 Q. Do you remember what year? 23 A. No, not really. 24 Q. Would it have been the same would it have been the '05, '06 year? 25 A. Yes. 26 Q. Okay. And we talked about, you don't have your GED yet, right? 27 A. Yes, sir. 28 Q. Okay. And we talked about, you don't have your GED yet, right? 29 A. Yes, sir. 20 Q. Okay. My records indicate you were sentenced to 18-months probation; is that right? 29 A. Yes, sir. 20 Q. Okay. My records indicate you were sentenced to 18-months probation; is that right? 29 A. Yes, sir. 20 Q. Okay. My records indicate you were sentenced to 18-months probation; is that right? 21 A. Yes, sir. 22 A. Yes, sir. 33 Q. So you haven't graduated from high school? 34 A. Yes, sir. 35 Q. What I said was correct? 36 A. No, sir. 37 Q. Are you currently in East Moline Correctional Center because of the PSV charge possession of a stolen vehicle charge? 38 A. No, sir. 39 Q. Okay. Have you taken other than the classes you've told me about, the GED the possession of a stolen vehicle charge? 39 A. Yes, sir. 30 Q. Okay. Ha	6	A. George Manierre.	6	that's it?
9 Q. George Manierre? 10 A. Elementary school. 11 Q. Do you know how to spell Manierre? 12 A. M-a-n-i-e-r-r-e. 13 Q. What grade were you in when this 14 happened? 15 A. I think I was in 8th. 16 Q. Now, is George Manierre, as far as you understand, is that an alternative school, or was it just a regular Chicago public school? 19 A. No, regular Chicago public school. 20 Q. All right. I want to talk a little 21 bit, other than what we've already talked about, 22 about your education. Did you graduate from 23 George Manierre? 21 B. A. Yes. 22 Q. Do you remember what year? 23 A. No, ot really. 24 Q. Would it have been the same would 5 it have been the '05, '06 year? 25 A. Yesh. 26 Q. Okay. And we talked about, you don't have your GED yet, right? 27 A. Yes, sir. 28 Q. Okay. And we talked about, you don't have your GED yet, right? 29 A. Yes, sir. 20 Q. What I said was correct? 31 A. No, sir. 32 Q. Okay. Have you taken other than this one? 34 A. No, sir. 35 You've never sued the Chicago Police 36 A. No, sir. 39 A. No, sir. 40 Q. Have you been convicted of a felony? 41 A. No, sir. 42 Q. Okay. What felony were you convicted of? 42 Convicted of a possession of a stolen motor vehicle. 43 Possession of a stolen motor vehicle. 44 Q. Would it have been the same would 5 it have been the '05, '06 year? 45 A. No. 46 A. Yeah. 47 Q. The year that this happened? 48 Least the spring after this happened? 49 A. Yes, sir. 40 Q. Okay. And we talked about, you don't have your GED yet, right? 41 A. Yes, sir. 42 Q. Okay. And we talked about, you don't have your GED yet, right? 43 A. No, sir. 44 Q. What I said was correct? 45 A. No. 46 A. Peah. 47 Q. Have you been convicted of any other felonies? 48 A. No. 49 A. Pessession of a stolen motor vehicle. 49 A. Yes, sir. 40 Q. Okay. My records indicate you were sentenced to 18-months probation; is that right? 40 A. Yes, sir. 41 Q. Okay. My records indicate you were sentenced to 18-months probation; is that right? 40 A. Yes, sir. 41 Q. Have you been convicted of any other felonies? 41 A.	7	Q. Say that one more time.	7	A. Yes, sir.
10 A. Elementary school. 11 Q. Do you know how to spell Manierre? 12 A. M-a-n-i-e-r-re. 13 Q. What grade were you in when this 14 happened? 15 A. I think I was in 8th. 16 Q. Now, is George Manierre, as far as you understand, is that an alternative school, or was it just a regular Chicago public school? 19 A. No, regular Chicago public school. 20 Q. All right. I want to talk a little bit, other than what we've already talked about, about your education. Did you graduate from 23 George Manierre? 18 A. Yes. 20 Do you remember what year? 21 A. Yes. 22 Q. Do you remember what year? 23 A. No, not really. 24 Q. Would it have been the same would it have been the '05, '06 year? 25 A. Yes. 26 Q. Okay. And we talked about, you don't have your GED yet, right? 27 A. Yes, sir. 28 Q. Okay. And we talked about, you don't have your GED yet, right? 29 A. Yes, sir. 20 Q. Okay. My records indicate you were convicted of a possession of a stolen motor vehicle. 27 A. No. 28 Q. Okay. My records indicate you were convicted of a possession of a stolen motor vehicle on October 2nd, 2008; does that sound right to you? 31 A. No, not really. 42 Q. Would it have been the same would it have been the '05, '06 year? 43 A. No, air. 44 Q. Would it have been the same would it have obeen the '05, '06 year? 45 A. Yes, sir. 46 Q. Okay. And we talked about, you don't have your GED yet, right? 47 A. Yes, sir. 48 Q. Okay. And we talked about, you don't have your GED yet, right? 49 A. Yes, sir. 40 Q. Okay. And we talked about, you don't have your GED yet, right? 41 A. Yes, sir. 42 Q. Okay. My records indicate you were sent on October 2nd, 2008; does that sound right to you? 41 A. No, sir. 42 Q. Okay. My records indicate you were sent on October 2nd, 2008; does that sound right to you? 44 Q. Would it have been the same would it have been the '05, '06 year? 45 A. No, Sir. 46 Q. Okay. My records indicate you were sent on October 2nd, 2008; does that sound right to you? 47 A. It was July 1st. 48 Q. July 1st of what year? 49 A. Yes, sir. 40 Q. Oka	8	A. George Manierre.	8	Q. Okay. Have you ever been a plaintiff
11 Q. Do you know how to spell Manierre? 12 A. M-a-n-ie-r-re. 13 Q. What grade were you in when this 14 happened? 15 A. I think I was in 8th. 16 Q. Now, is George Manierre, as far as you 17 understand, is that an alternative school, or was 18 it just a regular Chicago public school? 19 A. No, regular Chicago public school. 20 Q. All right. I want to talk a little 21 bit, other than what we've already talked about, 22 about your education. Did you graduate from 23 George Manierre?  18 1 A. Yes. 20 1 A. Yes. 21 D. Do you remember what year? 22 Q. Do you remember what year? 31 A. No, not really. 4 Q. Would it have been the same would 5 it have been the '05, '08 year? 4 A. Yeah. 5 Q. The year that this happened, or at least the spring after this happened? 4 A. Yes, sir. 5 Q. Okay. My records indicate you were send the '05, '08 year? 4 A. Yes, sir. 5 Q. Okay. My records indicate you were send the '05, '08 year? 5 A. No. 6 Q. Okay. 7 Q. The year that this happened? 8 Q. Okay. And we talked about, you don't have your GED yet, right? 14 school? 15 A. No, sir. 16 Q. What I said was correct? 17 A. Yes, sir. 18 Q. Okay. Have you taken other than the classes you've told me about, the GED to classes, the home school, and the ones you intend to the chicago Police Department before? A. No, sir. C. A. No, sir. C. A. No, sir. C. D. A. No, sir. C. D. Okay. What felony were you convicted of? A. No, sir. C. Okay. What felony were you convicted of? A. Possession of a stolen motor vehicle.  C. Okay. My records indicate you were sentenced to 18-months probation; is that right? A. Yes, sir. C. Okay. My records indicate you were sentenced to 18-months probation; is that right? A. Yes, sir. C. Okay. My records indicate you were sentenced to 18-months probation; is that right? A. Yes, sir. C. Okay. My records indicate you were sentenced to 18-months p	9	Q. George Manierre?	9	or a defendant in any other lawsuit other than
A. M-a-n-i-e-r-re.  Q. What grade were you in when this happened?  A. I think I was in 8th. C. Now, is George Manierre, as far as you understand, is that an alternative school, or was it just a regular Chicago public school. A. No, regular Chicago public school. C. All right. I want to talk a little bit, other than what we've already talked about, about your education. Did you graduate from 2 George Manierre?  18  A. Yes. C. Do you remember what year? A. No, not really. A. No, not really. C. Would it have been the same – would it have been the '05, '06 year? A. Yes. Yes, sir. C. And you've never been in the military? A. No, sir. C. And you've never been in the military? A. No, sir. C. Have you been convicted of a felony? A. Yes, sir. C. Okay. What felony were you convicted of a possession of a stolen motor vehicle.  18  20  1 Q. Okay. My records indicate you were convicted of a possession of a stolen motor vehicle on October 2nd, 2008; does that sound right to you? A. No. C. The year that this happened, or at least the spring after this happened? A. Yes. Yes, sir. C. Okay. My records indicate you were convicted of a possession of a stolen motor vehicle on October 2nd, 2008; does that sound right to you? A. No. C. Okay.	10	A. Elementary school.	10	this one?
13 Q. What grade were you in when this 14 happened? 15 A. I think I was in 8th. 16 Q. Now, is George Manierre, as far as you 17 understand, is that an alternative school, or was 18 it just a regular Chicago public school? 19 A. No, regular Chicago public school. 20 Q. All right. I want to talk a little 21 bit, other than what we've already talked about, about your education. Did you graduate from 22 George Manierre? 23 George Manierre? 24 A. Yes. 25 Q. Do you remember what year? 26 A. Yes. 27 Q. Do you remember what year? 28 A. No, ot really. 29 A. Yes. 20 Q. Do you remember what year? 30 A. No, not really. 40 Q. Would it have been the same would it have been the '05, '06 year? 41 A. Yes. 42 Q. The year that this happened, or at least the spring after this happened? 43 A. Yes. Yes, sir. 44 Q. Okay. And we talked about, you don't have your GED yet, right? 45 A. Yes, sir. 46 Q. Okay. And we talked about, you don't have your GED yet, right? 47 A. Yes, sir. 48 July 1st of what year? 49 A. Yes, sir. 40 Q. Okay. And we talked about, you don't have your GED yet, right? 41 A. Yes, sir. 42 Q. What I said was correct? 43 A. No, sir. 44 Q. What I said was correct? 45 A. No. 46 Q. Okay. My records indicate you were send the Chicago Police 46 A. No, sir. 47 Q. And you've never sued the Chicago Police 48 A. No, sir. 49 A. No, sir. 40 Q. Okay. What felony were you convicted of? 40 Q. Okay. What felony were you convicted of? 40 Q. Okay. My records indicate you were send the Chicago Police 40 Q. Okay. A that was July 1st. 41 You've never sued the Chicago Police 41 A. No, sir. 42 Q. Okay. What felony were you convicted of? 42 Q. Okay. My records indicate you were send the Chicago Police 41 Yes, sir. 42 Q. Okay. My records indicate you were send to 18-months probation; is that right? 42 A. Yes, sir. 43 Q. Okay. My records indicate you were send to 18-months probation; is that right? 44 Q. What I said was correct? 45 A. No, sir. 46 Q. What I said was correct? 47 A. No, sir. 48 Q. Have you been convicted of any other felonies? 4	11	Q. Do you know how to spell Manierre?	11	A. No, sir.
14 happened? 15 A. I think I was in 8th. 16 Q. Now, is George Manierre, as far as you 17 understand, is that an alternative school, or was 18 it just a regular Chicago public school? 19 A. No, regular Chicago public school. 20 Q. All right. I want to talk a little 21 bit, other than what we've already talked about, 22 about your education. Did you graduate from 23 George Manierre?  18 Q. Okay. What felony were you convicted of a george Manierre? 20 A. Yes, sir. 21 A. Yes. 22 Q. Do you remember what year? 23 A. No, not really. 24 Q. Would it have been the same would 25 it have been the '05, '06 year? 26 A. Yesh. 27 Q. The year that this happened, or at 28 least the spring after this happened? 28 A. Yes, sir. 29 A. Yes, sir. 20 Cokay. My records indicate you were 29 convicted of a possession of a stolen motor wehicle. 29 A. No. 20 Cokay. My records indicate you were 29 convicted of a possession of a stolen motor wehicle. 20 Cokay. My records indicate you were 29 convicted of a possession of a stolen motor wehicle on October 2nd, 2008; does that sound 19 right to you? 29 A. Yes, sir. 20 Cokay. My records indicate you were 20 convicted of a possession of a stolen motor wehicle. 21 A. No. 22 Convicted of a possession of a stolen motor wehicle. 22 Convicted of a possession of a stolen motor wehicle. 23 A. No. 24 Q. Okay. My records indicate you were 20 convicted of a possession of a stolen motor wehicle. 25 A. No. 26 Q. Okay. 27 A. It was July 1st. 28 Q. July 1st of what year? 29 A. 2008. 30 Q. Okay. My records indicate you were 20 death and 19 death and	12	A. M-a-n-i-e-r-r-e.	12	Q. So you've never shoed excuse me.
15 A. I think I was in 8th. 16 Q. Now, is George Manierre, as far as you understand, is that an alternative school, or was it just a regular Chicago public school? 18 A. No, regular Chicago public school. 20 Q. All right. I want to talk a little 21 bit, other than what we've already talked about, 22 about your education. Did you graduate from 23 George Manierre?  18 20 1 A. Yes. 2 Q. Do you remember what year? 3 A. No, not really. 4 Q. Would it have been the same — would 5 it have been the '05, '06 year? 4 A. Yes. 7 Q. The year that this happened, or at 8 least the spring after this happened? 9 A. Yes. Yes, sir. 10 Q. Okay. And we talked about, you don't 1 have your GED yet, right? 11 A. Yes, sir. 12 Q. Okay. My records indicate you were convicted of a possession of a stolen motor vehicle. 18 20 1 Q. Okay. My records indicate you were convicted of a possession of a stolen motor vehicle on October 2nd, 2008; does that sound right to you? 14 It was July 1st. 15 Department before? 18 A. No, sir. 19 Q. And you've never been in the military? 12 A. Yes. 22 Q. Have you been convicted of a felony? 22 A. Yes, sir. 22 Q. Okay. My records indicate you were convicted of a possession of a stolen motor vehicle. 25 A. No. 26 A. Yes. 27 A. Possession of a stolen motor vehicle. 28 A. No, sir. 29 A. Vo. 30 A. Possession of a stolen motor vehicle. 30 A. No. 31 A. No. 32 A. Possession of a stolen motor vehicle. 31 A. No. 32 A. Possession of a stolen motor vehicle. 32 A. Possession of a stolen motor vehicle. 33 A. No. 34 A. No. 35 A. No. 36 A. No. 37 A. It was July 1st. 38 Q. Okay. My records indicate you were sentenced to 18-months probation; is that right? 38 A. Yes, sir. 39 A. 2008. 40 A. Yes, sir. 41 A. Yes, sir. 41 A. Yes, sir. 42 A. Yes, sir. 43 A. Yes, sir. 44 A. Yes, sir. 45 A. No. 56 A. No. 57 A. No. 58 A. No. 59 A. No. 50 A. No. 50 A. No. 50 A. No. 51 A.	13	Q. What grade were you in when this	13	Strike that.
16 Q. Now, is George Manierre, as far as you understand, is that an alternative school, or was it just a regular Chicago public school?  19 A. No, regular Chicago public school. 20 Q. All right. I want to talk a little 21 bit, other than what we've already talked about, about your education. Did you graduate from 23 George Manierre?  18 20  1 A. Yes. 20 Q. Okay. What felony were you convicted of? 23 A. Possession of a stolen motor vehicle.  18 20  1 A. Yes. 2 Q. Okay. My records indicate you were convicted of a possession of a stolen motor vehicle.  20 A. Yes. 21 Q. Okay. My records indicate you were convicted of a possession of a stolen motor vehicle.  21 Q. Okay. My records indicate you were convicted of a possession of a stolen motor vehicle on October 2nd, 2008; does that sound 4 right to you?  23 A. No, not really. 4 Q. Would it have been the same would 5 it have been the '05, '06 year? 4 A. Yeah. 5 Q. The year that this happened, or at 8 least the spring after this happened? 5 A. Yes, sir. 6 Q. Okay. And we talked about, you don't 1 have your GED yet, right? 12 A. Yes, sir. 13 Q. So you haven't graduated from high 1 school? 14 school? 15 A. No, sir. 16 Q. What I said was correct? 17 A. Yes, sir. 18 A. No, sir. 19 Q. Okay. My records indicate you were sentenced to 18-months probation; is that right? 19 A. Yes, sir. 10 Q. Okay. And we talked about, you don't 10 Q. Okay. My records indicate you were sentenced to 18-months probation; is that right? 19 A. Yes, sir. 10 Q. Okay. Have you taken other than 19 the classes you've told me about, the GED 19 Classes, the home school, and the ones you intend 20 Q. Did you violate your probation?	14	happened?	14	You've never sued the Chicago Police
17 understand, is that an alternative school, or was it just a regular Chicago public school? 19 A. No, regular Chicago public school. 20 Q. All right. I want to talk a little 21 bit, other than what we've already talked about, about your education. Did you graduate from 23 George Manierre? 21 B. 20 Chay. What felony were you convicted of? 22 Q. Do you remember what year? 23 A. No, not really. 24 Q. Would it have been the same — would it have been the '05, '06 year? 25 A. Yes. 26 A. Yesh. 27 Q. Okay. My records indicate you were convicted of a possession of a stolen motor vehicle. 28 T. A. No. 29 Convicted of a possession of a stolen motor vehicle. 29 A. No. 20 Chay. My records indicate you were convicted of a possession of a stolen motor vehicle on October 2nd, 2008; does that sound right to you? 29 A. Yesh. 20 Chay. And we talked about, or at least the spring after this happened? 20 A. No. 21 Q. Okay. My records indicate you were convicted of a possession of a stolen motor vehicle. 21 Q. Okay. 22 Okay. My records indicate you were right to you? 23 A. No. 4 Q. Okay. 4 Q. Okay. 5 A. No. 6 Q. Okay. 6 Q. Okay. 7 A. It was July 1st. 8 Least the spring after this happened? 9 A. Yes, sir. 9 A. 2008. 10 Q. Okay. My records indicate you were sentenced to 18-months probation; is that right? 11 A. Yes, sir. 12 A. Yes, sir. 13 Q. So you haven't graduated from high school? 14 felonies? 15 A. No, sir. 16 Q. What I said was correct? 17 A. Yes, sir. 18 Q. Okay. Have you taken — other than the classes you've told me about, the GED to classes, the home school, and the ones you intend the classes, the home school, and the ones you intend the classes, the home school, and the ones you intend the classes, the home school, and the ones you intend the classes, the home school, and the ones you intend the classes, the home school, and the ones you intend the classes you've told me about, the GED to classes, the home school, and the ones you intend the classes you've told me about, the GED to classes, the home school, and the ones yo	15	A. I think I was in 8th.	15	Department before?
18 it just a regular Chicago public school? 19 A. No, regular Chicago public school. 20 Q. All right. I want to talk a little 21 bit, other than what we've already talked about, about your education. Did you graduate from 23 George Manierre? 24 Q. Do you remember what year? 25 Q. Do you remember what year? 26 A. No, not really. 27 A. No, not really. 28 Q. Would it have been the same would it have been the '05, '06 year? 39 A. Yes. 40 Q. Would it have been the same would it have been the '05, '06 year? 40 Q. The year that this happened, or at least the spring after this happened? 41 A. Yes, sir. 42 Q. Okay. And we talked about, you don't have your GED yet, right? 43 A. No, sir. 44 Q. Okay. And we talked about, you don't have your GED yet, right? 45 A. No, sir. 46 Q. Okay. My records indicate you were convicted of a possession of a stolen motor vehicle. 47 A. It was July 1st. 48 least the spring after this happened? 49 A. Yes, yes, sir. 40 Q. Okay. And we talked about, you don't have your GED yet, right? 41 A. Yes, sir. 42 A. Yes, sir. 43 Q. So you haven't graduated from high school? 44 school? 45 A. No, sir. 46 Q. What I said was correct? 47 A. No, sir. 48 Q. Okay. Have you taken other than the classes you've told me about, the GED classes, the home school, and the ones you intend the classes, the home school, and the ones you intend the classes, the home school, and the ones you intend the classes, the home school, and the ones you intend to the monitor vehicle of? 49 A. Yes, sir. 40 Q. Okay. Have you taken other than the classes, the home school, and the ones you intend the classes, the home school, and the ones you intend to the monitor of? 40 Q. Did you violate your probation?	16	Q. Now, is George Manierre, as far as you	16	A. No, sir.
A. No, regular Chicago public school.  Q. All right. I want to talk a little  21 bit, other than what we've already talked about, 22 about your education. Did you graduate from 23 George Manierre?  18  1 A. Yes. 2 Q. Do you remember what year? 3 A. No, not really. 4 Q. Would it have been the same would 5 it have been the '05, '06 year? 6 A. Yeah. 7 Q. The year that this happened, or at 8 least the spring after this happened? 9 A. Yes, sir. 10 Q. Okay. And we talked about, you don't 11 have your GED yet, right? 12 A. Yes, sir. 13 Q. So you haven't graduated from high 14 school? 15 A. No, sir. 16 Q. What I said was correct? 17 A. Yes, sir. 18 Q. Okay. Have you taken other than 19 the classes you've told me about, the GED 20 Classes, the home school, and the ones you intend 20 Ckay. What felony were you convicted of a felony? A. Yes, sir. 21 Q. Okay. What felony were you convicted of? 22 ar. 23 A. Possession of a stolen motor vehicle. 24 A. Possession of a stolen motor vehicle. 25 A. No, of a stolen motor vehicle of? 26 Convicted of a possession of a stolen motor vehicle on October 2nd, 2008; does that sound right to you? 3 A. No. 4 It was July 1st. 3 Q. Okay. My records indicate you were sentenced to 18-months probation; is that right? 4 A. Yes, sir. 4 Yes, sir. 5 A. No, sir. 6 Q. What I said was correct? 7 A. Possession of a stolen motor vehicle of? 7 A. It was July 1st. 9 Q. Okay. My records indicate you were sentenced to 18-months probation; is that right? A. Yes, sir. A. Yes, sir. C. Q. What I said was correct? A. No, sir. A. Yes, sir. A. No, sir. A. Yes, sir. A. No, sir. A. Yes, sir. A. Yes, sir. A. Yes, sir. A. Yes, sir. A. No, sir. A. Yes, sir. A. Yes, sir. A. Yes, sir. A. No, sir. A. Yes, sir. A. Yes, sir. A. No, sir. A. Yes, sir. A. No, sir. A. Yes, sir. A. Yes, sir. A. No, sir. A. Yes, sir. A. No, sir. A. Yes, sir. A.	17	understand, is that an alternative school, or was	17	Q. And you've never been in the military?
20 Q. All right. I want to talk a little 21 bit, other than what we've already talked about, 22 about your education. Did you graduate from 23 George Manierre?  24 A. Possession of a stolen motor vehicle.  25 Possession of a stolen motor vehicle.  26 Possession of a stolen motor vehicle.  27 Possession of a stolen motor vehicle.  28 Possession of a stolen motor vehicle.  29 Possession of a stolen motor vehicle.  20 Possession of a stolen motor vehicle on October 2nd, 2008; does that sound right to you?  21 Possession of a stolen motor vehicle.  22 Possession of a stolen motor vehicle.  23 Possession of a stolen motor vehicle.  24 Possession of a stolen motor vehicle.  25 Possession of a stolen motor vehicle.  26 Possession of a stolen motor vehicle.  27 Possession of a stolen motor vehicle.  28 Possession of a stolen motor vehicle.  29 Possession of a stolen motor vehicle.  20 Possession of a stolen motor vehicle.  20 Possession of a stolen motor vehicle.  20 Possession of a stolen motor vehicle.  21 Possession of a stolen possession of a stolen vehicle charge?  29 Possession of a stolen vehicle charge?  20 Possession of a stolen vehicle charge?  21 Possession of a stolen vehicle charge?  22 Possession of a stolen vehicle charge?  23 Possession of a stolen vehicle charge?  24 Possession of a stolen vehicle charge?  25 Possession of a stolen vehicle charge?  26 Possession of a stolen vehicle charge?  27 Possession of a stolen vehicle charge?  28 Possession of a stolen vehicle charge?  29 Possession of a stolen vehicle charge?  20 Possession of a stolen vehicle charge?  29 Possession of a stolen vehicle charge?  20 Possession of a stolen vehicle charge?  29 Possession of a stolen vehicle charge?  20 Possession of a stolen vehicle charge?  20 Possession of a stolen m	18	it just a regular Chicago public school?	18	A. No, sir.
bit, other than what we've already talked about, about your education. Did you graduate from George Manierre?  18  20  1 A. Yes. 2 Q. Do you remember what year? 3 A. No, not really. 4 Q. Would it have been the same would it have been the '05, '06 year? 6 A. Yesh. 7 Q. The year that this happened, or at least the spring after this happened? 9 A. Yes. Yes, sir. 10 Q. Okay. And we talked about, you don't have your GED yet, right? 12 A. Yes, sir. 13 Q. So you haven't graduated from high school? 15 A. No, sir. 16 Q. What I said was correct? 17 A. Yes, sir. 18 Q. Okay. Have you taken other than the classes you've told me about, the GED correctional Center because of the PSV charge possession of a stolen motor vehicle.  20  A. Possession of a stolen motor vehicle.  20  A. Possession of a stolen motor vehicle.  20  A. Possession of a stolen motor vehicle.  21 Q. Okay. My records indicate you were vould right to you?  5 A. No. 6 Q. Okay. 7 A. It was July 1st. 9 A. 2008. Q. July 1st of what year? 9 A. 2008. Q. Okay. My records indicate you were sentenced to 18-months probation; is that right? 10 Q. Okay. My records indicate you were sentenced to 18-months probation; is that right? 11 A. Yes, sir. 12 A. Yes, sir. 13 Q. Have you been convicted of any other felonies? 14 A. No, sir. Q. What I said was correct? 15 A. No, sir. Q. Are you currently in East Moline Correctional Center because of the PSV charge possession of a stolen vehicle charge? 19 A. Yes, sir. Q. Did you violate your probation?	19	A. No, regular Chicago public school.	19	Q. Have you been convicted of a felony?
22 about your education. Did you graduate from 23 George Manierre?  18  20  1 A. Yes. 2 Q. Do you remember what year? 3 A. No, not really. 4 Q. Would it have been the same would 5 it have been the '05, '06 year? 6 A. Yeah. 7 Q. The year that this happened, or at 8 least the spring after this happened? 9 A. Yes. Yes, sir. 10 Q. Okay. And we talked about, you don't 1 have your GED yet, right? 12 A. Yes, sir. 13 Q. So you haven't graduated from high 14 school? 15 A. No, sir. 16 Q. What I said was correct? 17 A. Yes, sir. 18 Q. Okay. Have you taken other than 19 the classes you've told me about, the GED 20 classes, the home school, and the ones you intend 20  1 Q. Okay. My records indicate you were 20 occurrently in East Moline 20 occurrently occurrently i	20	Q. All right. I want to talk a little	20	A. Yes, sir.
23 A. Possession of a stolen motor vehicle.  18  1 A. Yes. 2 Q. Do you remember what year? 3 A. No, not really. 4 Q. Would it have been the same would 5 it have been the '05, '06 year? 6 A. Yeah. 7 Q. The year that this happened, or at 8 least the spring after this happened? 9 A. Yes. Yes, sir. 10 Q. Okay. And we talked about, you don't 11 have your GED yet, right? 12 A. Yes, sir. 13 Q. So you haven't graduated from high 14 school? 15 A. No, sir. 16 Q. What I said was correct? 17 A. Yes, sir. 18 Q. Okay. Have you taken other than 19 the classes you've told me about, the GED 20 Classes, the home school, and the ones you intend 20 Cokay. My records indicate you were sentenced to 18-months probation; is that right? 16 Q. Are you currently in East Moline 17 Correctional Center because of the PSV charge possession of a stolen motor vehicle. 20 Cokay. My records indicate you were sentenced to 18-months probation; is that right? 21 A. Yes, sir. 22 A. Yes, sir. 23 A. Possession of a stolen motor vehicle. 24 convicted of a possession of a stolen motor vehicle. 25 convicted of a possession of a stolen motor vehicle. 26 convicted of a possession of a stolen vehicle charge? 27 A. No. 28 Q. Okay. My records indicate you were sentenced to 18-months probation; is that right? 29 A. Yes, sir. 20 Chay. My records indicate you were sentenced to 18-months probation; is that right? 29 A. Yes, sir. 20 Chay. My records indicate you were sentenced to 18-months probation; is that right? 29 A. Yes, sir. 20 Chay. My records indicate you were sentenced to 18-months probation; is that right? 20 Chay. My records indicate you were sentenced to 18-months probation; is that right? 20 Chay. My records indicate you were sentenced to 18-months probation; is that right? 20 Chay. My records indicate you were sentenced to 18-months probation; is that right? 20 Chay. My records indicate you were sentenced to 18-months probation; is that right? 20 Chay. My records indicate you were sentenced to 18-months probation; is that right? 20 Chay. My	21	bit, other than what we've already talked about,	21	<ul> <li>Q. Okay. What felony were you convicted</li> </ul>
1 A. Yes. 2 Q. Do you remember what year? 3 A. No, not really. 4 Q. Would it have been the same would 5 it have been the '05, '06 year? 6 A. Yeah. 7 Q. The year that this happened, or at 8 least the spring after this happened? 9 A. Yes, Yes, sir. 10 Q. Okay. And we talked about, you don't 11 have your GED yet, right? 12 A. Yes, sir. 13 Q. So you haven't graduated from high 14 school? 15 A. No, sir. 16 Q. What I said was correct? 17 A. Yes, sir. 18 Q. Okay. Have you taken other than 19 the classes you've told me about, the GED 20 Classes, the home school, and the ones you intend 2 convicted of a possession of a stolen motor 2 convicted of a possession of a stolen motor 2 convicted of a possession of a stolen motor 2 convicted of a possession of a stolen motor 2 convicted of a possession of a stolen were convicted of a possession of a stolen vehicle charge?  1 Q. Okay. My records indicate you were sentenced to 18-months probation; is that right? 10 Q. Okay. My records indicate you were sentenced to 18-months probation; is that right? 11 A. Yes, sir. 12 A. Yes, sir. 13 Q. Have you been convicted of any other felonies? 14 Felonies? 15 A. No, sir. 16 Q. Are you currently in East Moline 17 Correctional Center because of the PSV charge 18 Q. Okay. Have you taken other than 19 the classes you've told me about, the GED 20 classes, the home school, and the ones you intend	22	about your education. Did you graduate from	22	of?
1 Q. Okay. My records indicate you were 2 Q. Do you remember what year? 3 A. No, not really. 4 Q. Would it have been the same would 5 it have been the '05, '06 year? 6 A. Yeah. 7 Q. The year that this happened, or at 8 least the spring after this happened? 9 A. Yes, sir. 10 Q. Okay. And we talked about, you don't 11 have your GED yet, right? 12 A. Yes, sir. 13 Q. So you haven't graduated from high 14 school? 15 A. No, sir. 16 Q. What I said was correct? 17 A. Yes, sir. 18 Q. Okay. Have you taken other than 19 the classes you've told me about, the GED 20 classes, the home school, and the ones you intend 1 Q. Okay. My records indicate you were 2 convicted of a possession of a stolen motor 3 vehicle on October 2nd, 2008; does that sound 4 right to you? 5 A. No. 6 Q. Okay. 7 A. It was July 1st. 8 Q. July 1st of what year? 9 A. 2008. 9 A. 2008. 10 Q. Okay. My records indicate you were 11 sentenced to 18-months probation; is that right? 12 A. Yes, sir. 13 Q. Have you been convicted of any other 14 felonies? 15 A. No, sir. 16 Q. Are you currently in East Moline 17 Correctional Center because of the PSV charge 18 possession of a stolen vehicle charge? 19 A. Yes, sir. Q. Did you violate your probation?	23	George Manierre?	23	A. Possession of a stolen motor vehicle.
2 Q. Do you remember what year? 3 A. No, not really. 4 Q. Would it have been the same would 5 it have been the '05, '06 year? 6 A. Yeah. 7 Q. The year that this happened, or at 8 least the spring after this happened? 9 A. Yes. Yes, sir. 10 Q. Okay. And we talked about, you don't 11 have your GED yet, right? 12 A. Yes, sir. 13 Q. So you haven't graduated from high 14 school? 15 A. No, sir. 16 Q. What I said was correct? 17 A. Yes, sir. 18 Q. Okay. Have you taken other than 19 the classes you've told me about, the GED 20 classes, the home school, and the ones you intend 2 convicted of a possession of a stolen motor vehicle on October 2nd, 2008; does that sound right to you? 5 A. No. 6 Q. Okay. 7 A. It was July 1st. 8 Q. July 1st of what year? 9 A. 2008. 10 Q. Okay. My records indicate you were sentenced to 18-months probation; is that right? 11 A. Yes, sir. 12 A. Yes, sir. 13 Q. Have you been convicted of any other felonies? 14 felonies? 15 A. No, sir. 16 Q. Are you currently in East Moline Correctional Center because of the PSV charge possession of a stolen vehicle charge? 19 A. Yes, sir. 20 Did you violate your probation?		18		20
A. No, not really.  Q. Would it have been the same would it have been the '05, '06 year?  A. Yeah.  Q. The year that this happened, or at least the spring after this happened?  A. Yes, yir.  Q. Okay.  A. Yes, sir.  Q. Okay. And we talked about, you don't have your GED yet, right?  A. Yes, sir.  Q. So you haven't graduated from high school?  A. No, sir.  Q. What I said was correct?  A. Yes, sir.  Q. Okay. Have you taken other than the classes you've told me about, the GED classes, the home school, and the ones you intend to the right to you?  A. No.  A. Yes, sir.  A. No, sir.  A. N	1	A. Yes.	1	Q. Okay. My records indicate you were
4 Q. Would it have been the same would 5 it have been the '05, '06 year? 6 A. Yeah. 7 Q. The year that this happened, or at 8 least the spring after this happened? 9 A. Yes. Yes, sir. 10 Q. Okay. And we talked about, you don't 11 have your GED yet, right? 12 A. Yes, sir. 13 Q. So you haven't graduated from high 14 school? 15 A. No, sir. 16 Q. What I said was correct? 17 A. Yes, sir. 18 Q. Okay. Have you taken other than 19 the classes, the home school, and the ones you intend 20 Did you violate your probation?  4 right to you? 5 A. No. 6 Q. Okay. 7 A. It was July 1st. 8 Q. July 1st of what year? 9 A. 2008. 10 Q. Okay. My records indicate you were 11 sentenced to 18-months probation; is that right? 12 A. Yes, sir. 13 Q. Have you been convicted of any other 14 felonies? 15 A. No, sir. 16 Q. Are you currently in East Moline 17 Correctional Center because of the PSV charge 18 Q. Okay. Have you taken other than 19 the classes, the home school, and the ones you intend 20 Did you violate your probation?	2	Q. Do you remember what year?	2	convicted of a possession of a stolen motor
5 it have been the '05, '06 year? 6 A. Yeah. 7 Q. The year that this happened, or at 8 least the spring after this happened? 9 A. Yes, Yes, sir. 10 Q. Okay. And we talked about, you don't 11 have your GED yet, right? 12 A. Yes, sir. 13 Q. So you haven't graduated from high 14 school? 15 A. No. 16 Q. What I said was correct? 17 A. Yes, sir. 18 Q. Okay. Have you taken other than 19 the classes you've told me about, and the ones you intend 19 C. Okay. No. 10 Q. Okay. My records indicate you were 11 sentenced to 18-months probation; is that right? 12 A. Yes, sir. 13 Q. Have you been convicted of any other 14 felonies? 15 A. No. 16 Q. What I said was correct? 17 Correctional Center because of the PSV charge 18 Q. Okay. Have you taken other than 19 the classes, the home school, and the ones you intend 20 Q. Did you violate your probation?	3	A. No, not really.	3	vehicle on October 2nd, 2008; does that sound
6 A. Yeah. 7 Q. The year that this happened, or at 8 least the spring after this happened? 9 A. Yes. Yes, sir. 10 Q. Okay. And we talked about, you don't 11 have your GED yet, right? 12 A. Yes, sir. 13 Q. So you haven't graduated from high 14 school? 15 A. No, sir. 16 Q. What I said was correct? 17 A. Yes, sir. 18 Q. Okay. Have you taken other than 19 the classes you've told me about, the GED 20 classes, the home school, and the ones you intend 8 Q. Okay. 17 A. It was July 1st. 8 Q. July 1st of what year? 9 A. It was July 1st. 8 Q. July 1st of what year? 9 A. Ves, sir. 9 A. Ves, sir. 9 A. Ves, sir. 10 Q. Okay. My records indicate you were sentenced to 18-months probation; is that right? 11 A. Yes, sir. 12 A. Yes, sir. 13 Q. Have you been convicted of any other felonies? 14 felonies? 15 A. No, sir. 16 Q. Are you currently in East Moline 17 Correctional Center because of the PSV charge possession of a stolen vehicle charge? 18 A. Yes, sir. 19 A. Yes, sir. 10 Q. Did you violate your probation?	4	Q. Would it have been the same would	4	right to you?
7 Q. The year that this happened, or at 8 least the spring after this happened? 9 A. Yes. Yes, sir. 10 Q. Okay. And we talked about, you don't 11 have your GED yet, right? 12 A. Yes, sir. 13 Q. So you haven't graduated from high 14 school? 15 A. No, sir. 16 Q. What I said was correct? 17 A. Yes, sir. 18 Q. Okay. My records indicate you were 19 sentenced to 18-months probation; is that right? 10 Q. Have you been convicted of any other 11 felonies? 12 A. No, sir. 13 Q. Are you currently in East Moline 14 Correctional Center because of the PSV charge 18 Q. Okay. Have you taken other than 19 the classes you've told me about, the GED 20 classes, the home school, and the ones you intend 20 Did you violate your probation?	5	it have been the '05, '06 year?	5	A. No.
least the spring after this happened?  A. Yes. Yes, sir.  Q. Okay. And we talked about, you don't have your GED yet, right?  A. Yes, sir.  Q. So you haven't graduated from high school?  A. No, sir.  Q. What I said was correct?  A. Yes, sir.  Q. Okay. My records indicate you were sentenced to 18-months probation; is that right?  A. Yes, sir.  A. Yes, sir.  Q. Have you been convicted of any other felonies?  A. No, sir.  A. No, sir.  Q. Are you currently in East Moline  Correctional Center because of the PSV charge—  possession of a stolen vehicle charge?  A. Yes, sir.  Classes, the home school, and the ones you intend  A. Yes, sir.  Q. Did you violate your probation?	6	A. Yeah.	6	Q. Okay.
9 A. Yes. Yes, sir. 10 Q. Okay. And we talked about, you don't 11 have your GED yet, right? 12 A. Yes, sir. 13 Q. So you haven't graduated from high 14 school? 15 A. No, sir. 16 Q. What I said was correct? 17 A. Yes, sir. 18 Q. Okay. Have you taken other than 19 the classes you've told me about, the GED 20 classes, the home school, and the ones you intend 10 Q. Okay. My records indicate you were 10 Q. Okay. My records indicate you were 11 sentenced to 18-months probation; is that right? 12 A. Yes, sir. 13 Q. Have you been convicted of any other 14 felonies? 15 A. No, sir. 16 Q. Are you currently in East Moline 17 Correctional Center because of the PSV charge 18 possession of a stolen vehicle charge? 19 A. Yes, sir. 20 Did you violate your probation?	7	Q. The year that this happened, or at	7	A. It was July 1st.
Q. Okay. And we talked about, you don't have your GED yet, right?  A. Yes, sir.  Q. So you haven't graduated from high school?  A. No, sir.  Q. What I said was correct?  A. Yes, sir.  Q. What I said was correct?  A. Yes, sir.  Q. What I said was correct?  A. Yes, sir.  Correctional Center because of the PSV charge	8	least the spring after this happened?	8	Q. July 1st of what year?
11 have your GED yet, right? 12 A. Yes, sir. 13 Q. So you haven't graduated from high 14 school? 15 A. No, sir. 16 Q. What I said was correct? 17 A. Yes, sir. 18 Q. Okay. Have you taken other than 19 the classes you've told me about, the GED 20 classes, the home school, and the ones you intend 11 sentenced to 18-months probation; is that right? 12 A. Yes, sir. 12 A. Yes, sir. 13 Q. Have you been convicted of any other felonies? 14 felonies? 15 A. No, sir. 16 Q. Are you currently in East Moline 17 Correctional Center because of the PSV charge possession of a stolen vehicle charge? 19 A. Yes, sir. 20 Did you violate your probation?	9	A. Yes. Yes, sir.	9	A. 2008.
12 A. Yes, sir. 13 Q. So you haven't graduated from high 14 school? 15 A. No, sir. 16 Q. What I said was correct? 17 A. Yes, sir. 18 Q. Okay. Have you taken other than 19 the classes you've told me about, the GED 20 classes, the home school, and the ones you intend 12 A. Yes, sir. 13 Q. Have you been convicted of any other 14 felonies? 15 A. No, sir. 16 Q. Are you currently in East Moline 17 Correctional Center because of the PSV charge 18 possession of a stolen vehicle charge? 19 A. Yes, sir. 20 Did you violate your probation?	10	Q. Okay. And we talked about, you don't	10	Q. Okay. My records indicate you were
13 Q. So you haven't graduated from high 14 school? 15 A. No, sir. 16 Q. What I said was correct? 17 A. Yes, sir. 18 Q. Okay. Have you taken other than 19 the classes you've told me about, the GED 20 classes, the home school, and the ones you intend 13 Q. Have you been convicted of any other 14 felonies? 15 A. No, sir. 16 Q. Are you currently in East Moline 17 Correctional Center because of the PSV charge 18 possession of a stolen vehicle charge? 19 A. Yes, sir. 20 Did you violate your probation?	11	have your GED yet, right?	11	sentenced to 18-months probation; is that right?
14 school? 15 A. No, sir. 16 Q. What I said was correct? 17 A. Yes, sir. 18 Q. Okay. Have you taken other than 19 the classes you've told me about, the GED 20 classes, the home school, and the ones you intend 14 felonies? 15 A. No, sir. 16 Q. Are you currently in East Moline 17 Correctional Center because of the PSV charge 18 possession of a stolen vehicle charge? 19 A. Yes, sir. 20 Did you violate your probation?	12	A. Yes, sir.	12	A. Yes, sir.
15 A. No, sir. 16 Q. What I said was correct? 17 A. Yes, sir. 18 Q. Okay. Have you taken other than 19 the classes you've told me about, the GED 20 classes, the home school, and the ones you intend 15 A. No, sir. 16 Q. Are you currently in East Moline 17 Correctional Center because of the PSV charge 18 possession of a stolen vehicle charge? 19 A. Yes, sir. 20 Q. Did you violate your probation?	13	Q. So you haven't graduated from high	13	Q. Have you been convicted of any other
16 Q. What I said was correct? 17 A. Yes, sir. 18 Q. Okay. Have you taken other than 19 the classes you've told me about, the GED 20 classes, the home school, and the ones you intend 16 Q. Are you currently in East Moline 17 Correctional Center because of the PSV charge 18 possession of a stolen vehicle charge? 19 A. Yes, sir. 20 Did you violate your probation?	14	school?	14	felonies?
17 A. Yes, sir. 18 Q. Okay. Have you taken other than 19 the classes you've told me about, the GED 20 classes, the home school, and the ones you intend 17 Correctional Center because of the PSV charge 18 possession of a stolen vehicle charge? 19 A. Yes, sir. 20 Q. Did you violate your probation?	15	A. No, sir.		·
18 Q. Okay. Have you taken other than 19 the classes you've told me about, the GED 20 classes, the home school, and the ones you intend 20 Q. Did you violate your probation?	16	Q. What I said was correct?	16	Q. Are you currently in East Moline
the classes you've told me about, the GED  the classes you've told me about, the GED  classes, the home school, and the ones you intend  Did you violate your probation?	17	A. Yes, sir.	17	Correctional Center because of the PSV charge
20 classes, the home school, and the ones you intend 20 Q. Did you violate your probation?	18	Q. Okay. Have you taken other than	18	possession of a stolen vehicle charge?
	19	the classes you've told me about, the GED	19	A. Yes, sir.
21 to take here, have you taken any other advanced 21 A. Yes, sir.	20	classes, the home school, and the ones you intend	20	Q. Did you violate your probation?
	21	to take here, have you taken any other advanced	21	A. Yes, sir.
22 education classes? 22 Q. All right. Do you know when and I	22	education classes?		Q. All right. Do you know when and I
23 A. No. 23 know that might be hard to give me an exact date,	23	A. No.	23	know that might be hard to give me an exact date,

1	21		23
	so if you want to just give me a range, that	1	that's a proper objection in a deposition, but
2	works, too. Do you know when the hearing was	2	there we go.
3	held about your violation of probation?	3	BY MR. GAINER:
4	A. October 29, 2009.	4	Q. Is that the only felony, this PSMV,
5	Q. And that's when you were sentenced to	5	that you've been convicted of?
6	come here?	6	A. Yes, sir.
7	A. No.	7	Q. And they haven't told you a possible
8	Q. That was a bad question. That's when	8	release date?
9	you were sentenced to go into the Illinois	9	A. No. We have to wait here for our
10	Department of Corrections?	10	calculation sheet.
11	A. Yes. No. No. No. I had I was in	11	Q. I see. Okay. I don't know if you
12	Cook County jail.	12	know this, and if you don't, that's okay. Do you
13	Q. Right. And then they had a hearing on	13	have idea whether you're going to be moving to
14	your violation of probation?	14	another facility?
15	A. Yeah.	15	A. No.
16	Q. And then they found that you had	16	Q. They didn't tell you that you're going
17	violated your probation?	17	to stay here?
18	A. Yes.	18	A. Yeah, I think I'll be doing the
19	Q. And they sentenced you to Department	19	remainder of my time here.
20	of Corrections?	20	Q. Okay. To the best of your knowledge
21	A. That wasn't until December 16th.	21	anyway?
22	Q. Of 2009?	22	A. Yes.
23	A. Yes.	23	Q. Is this the first time you've ever
	22		24
1	Q. So that's when they sentenced you?	1	before been in prison?
2	A. Yes.	2	A. Yes, sir.
3	Q. Okay. What violated your probation?	3	Q. Have you ever been convicted of any
4	A. Positive urine of marijuana.	4	misdemeanors involving dishonesty? And if you
5	Q. What did they sentence you to in terms	5	don't know what I mean by that, I can explain.
6	of prison time when they determined that you	6	A. Yeah, you need to explain.
7	violated your probation?	7	Q. Okay. Have you ever been convicted of
8	A. 18 months.	8	theft?
9	Q. Okay. So they I'm sorry, go ahead.	9	A. No.
	A. I think it was three years, but it's	10	Q. How about misdemeanor criminal
10	7. Tullink it was those years, but its		Q. How about misdemediate criminal
10 11	really, actually, like, cut in half	T 1	trespass to vehicle?
11	really, actually, like, cut in half.  O. All right	11 12	trespass to vehicle?
11 12	Q. All right.	12	A. No.
11 12 13	Q. All right. A. So 18 months.	12 13	A. No. Q. Okay. Have you ever been convicted of
11 12 13 14	Q. All right. A. So 18 months. Q. So when they found that you violated	12 13 14	A. No. Q. Okay. Have you ever been convicted of any crime other than this PSMV charge, that
11 12 13 14 15	Q. All right. A. So 18 months. Q. So when they found that you violated your probation, they sentenced you to 18 months	12 13 14 15	A. No. Q. Okay. Have you ever been convicted of any crime other than this PSMV charge, that involves stealing anything?
11 12 13 14 15	Q. All right. A. So 18 months. Q. So when they found that you violated your probation, they sentenced you to 18 months IDOC?	12 13 14 15 16	A. No. Q. Okay. Have you ever been convicted of any crime other than this PSMV charge, that involves stealing anything? A. No.
11 12 13 14 15 16 17	Q. All right. A. So 18 months. Q. So when they found that you violated your probation, they sentenced you to 18 months IDOC? A. Yes, sir.	12 13 14 15 16 17	A. No. Q. Okay. Have you ever been convicted of any crime other than this PSMV charge, that involves stealing anything? A. No. Q. Have you ever been convicted of lying
11 12 13 14 15 16 17	Q. All right. A. So 18 months. Q. So when they found that you violated your probation, they sentenced you to 18 months IDOC? A. Yes, sir. Q. Have they given you a possible parole	12 13 14 15 16 17	A. No. Q. Okay. Have you ever been convicted of any crime other than this PSMV charge, that involves stealing anything? A. No. Q. Have you ever been convicted of lying under oath?
11 12 13 14 15 16 17 18	Q. All right. A. So 18 months. Q. So when they found that you violated your probation, they sentenced you to 18 months IDOC? A. Yes, sir. Q. Have they given you a possible parole date?	12 13 14 15 16 17 18	A. No. Q. Okay. Have you ever been convicted of any crime other than this PSMV charge, that involves stealing anything? A. No. Q. Have you ever been convicted of lying under oath? A. No.
11 12 13 14 15 16 17 18 19 20	Q. All right. A. So 18 months. Q. So when they found that you violated your probation, they sentenced you to 18 months IDOC? A. Yes, sir. Q. Have they given you a possible parole date? A. No, not yet.	12 13 14 15 16 17 18 19 20	A. No. Q. Okay. Have you ever been convicted of any crime other than this PSMV charge, that involves stealing anything? A. No. Q. Have you ever been convicted of lying under oath? A. No. Q. Have you been convicted of any other
11 12 13 14 15 16 17 18 19 20 21	Q. All right. A. So 18 months. Q. So when they found that you violated your probation, they sentenced you to 18 months IDOC? A. Yes, sir. Q. Have they given you a possible parole date? A. No, not yet. MR. KSIAZEK: I'd just object as to	12 13 14 15 16 17 18 19 20 21	A. No. Q. Okay. Have you ever been convicted of any crime other than this PSMV charge, that involves stealing anything? A. No. Q. Have you ever been convicted of lying under oath? A. No. Q. Have you been convicted of any other crimes other than this possession of a stolen
11 12 13 14 15 16 17 18 19 20	Q. All right. A. So 18 months. Q. So when they found that you violated your probation, they sentenced you to 18 months IDOC? A. Yes, sir. Q. Have they given you a possible parole date? A. No, not yet.	12 13 14 15 16 17 18 19 20	A. No. Q. Okay. Have you ever been convicted of any crime other than this PSMV charge, that involves stealing anything? A. No. Q. Have you ever been convicted of lying under oath? A. No. Q. Have you been convicted of any other

	25		27
1	Q. Can you tell me what they are?	1	A. Yes, sir.
2	A. Just possession of weed, marijuana.	2	Q. All right. I want to talk about that
3	Q. How many times?	3	day, before you saw the police. Do you remember
4	A. I'm really not sure about that.	4	what you were doing that day?
5	Q. More than one?	5	A. The day before?
6	A. Yes.	6	Q. No. No, I mean on the day,
7	Q. Okay. Any other crimes other than the	7	December 14, 2005, before you saw the police, do
8	cannabis possession charges that you've been	8	you remember what you were doing?
9	convicted of?	9	A. I was in the house fixing me some
10	A. To my best knowledge, gambling and	10	food. I was going to fix me a pizza puff.
11	trespassing.	11	Q. A pizza puff?
12	Q. Anything else?	12	A. Yeah.
13	A. No, that's it.	13	Q. You were in the you say you were in
14	Q. Are you a gang member?	14	the house, do you mean you were in the place at
15	A. No, sir.	15	1365 North Hudson, apartment 2121?
16	Q. Have you ever been?	16	A. Yes, sir.
17	A. No, sir.	17	Q. Had you been in the house all day?
18	Q. All right. I'm going to move forward	18	A. Yes, sir.
19	now. We're going to talk about the incident that	19	Q. You didn't go to school that day?
20	this lawsuit is based on. Okay?	20	A. I went to school.
21	A. Okay.	21	Q. You did go to school?
22	Q. On December 14, 2005, how old were	22	A. Yeah.
23	you?	23	Q. At George Manierre?
	2.6		28
1	A. How old was i?	1	A. Yeah.
2		2	Q. What time did school end that day?
3		3	A. School ended, like, around 2:45.
4	A. I think I was, like, 16 at the time.     Q. Prior to December 14, 2005, had you	4	Q. Okay. After 2:45, where did you go?
5	Q. Prior to December 14, 2005, had you been arrested before?	5	A. Home.
6	*	6	Q. Between what time do you think you
7	A. Can you rephrase that?     Q. Before the date of this incident.	7	
!	· · · · · · · · · · · · · · · · · · ·	8	got home?
8 9	December 14, 2005, had you been arrested before?	9	A. I'm not really you say what time did I get home?
	A. No.	10	
10	Q. So this is the first time you'd ever been arrested?	11	Q. Yeah, what time do you think you got home from school?
11		12	MR. KSIAZEK: Objection, speculation,
1	A. Yes.	13	but go ahead and answer.
13	Q. Do you remember the day of the week?	14	BY MR. GAINER:
14	A. I'm not really sure.	15	Q. What time?
15	Q. Okay. Was it a weekday or weekend?	16	A. Like, around 3:00.
16	A. I'm not really sure.	17	Q. Okay. Did you stay in the house then
17	Q. Do you remember around what time of	18	from 3:00 until the time you saw the police?
18	day it was that you ran into the police?		· ·
19	A. It was around late noon, like it	19 20	· i
1 20	had to be, like, around after 5:00 or		•
20	agmosthing like that		
21	something like that.	21	other than making yourself some food in the
1	something like that.  Q. Okay. Was it dark out when you first saw the police?	22 23	house, between 3:00 and the time you saw the police?

		29	<del></del>	31
1	Α.	Just playing a video game.	1	stays with her, sometimes he stays with your
2	Q.	Were you with anyone?	2	aunt?
3	Α.	My brother.	3	A. Yes.
4	Q.	Your brother, Terry?	4	Q. Okay. At some point, on December 14,
5	Α.	Yes.	5	2005, you went outside, right?
6	Q.	Is his last name Barber?	6	A. Yes
7	Α.	Yes.	7	Q. About what time do you think you went
8	Q.	Was there anyone else with you?	8	outside?
9	A.	No, not really.	9	A. I think it was, like, around, like,
10	Q.	Was your mom home?	10	4:45. I got a call from my mother to tell me to
11	A.	No, she was at work.	11	come downstairs.
12	Q.	Okay. Do you remember where your mom	12	Q. Tell me about that. Your mom called
13	worked	at the time?	13	you to come downstairs you said?
14	A.	Best Buy.	14	<ul> <li>A. Yes, to help her with the groceries.</li> </ul>
15	Q.	Between 3:00 around 3:00, when you	15	Q. Okay. When she called you and told
16	got hom	e, and the time you ran into the police,	16	you to come downstairs, where did you think that
17	-	have any alcoholic drinks?	17	she wanted you to go?
18	A.	No.	18	A. At the front of the building, 1365
19	Q.	Did you do any drugs?	19	North Hudson.
20	A.	No, sir.	20	Q. Did you go downstairs to meet your
21	Q.	Were you on any medication at that	21	mom?
22	time?	·	22	A. Yes, but she wasn't there yet. She
23	A.	No.	23	was on her way coming.
		30		32
1	Q.	And I don't mean to ask stuff like	1	Q. And this was around 4:45?
2	that. I n	nean any medication that had been	2	A. Yes.
3		bed to you?	3	Q. All right. When you went downstairs
4	Α.	No, sir.	4	did you see anybody?
5	Q.	How old was your brother, Terry, on	5	A. No.
6	around	this time, do you remember?	6	Q. Did you talk to anybody?
7	Α.	I'm not sure. I think around, like,	7	A. No, just the mother of my baby, she
8	18 or 1	· · · · · · · · · · · · · · · · · · ·	8	came down with me.
9	Q.	Okay.	9	Q. Okay. Had she been in your apartment?
10	A,	Yeah, like 18.	10	A. Yes, only for like a couple minutes
11	Q.	Where does your brother, Terry, live	11	though.
12	now?	•	12	Q. Did she also live in 1365 North Hudson
13	Α.	He lives with my mother, like, off and	13	building?
14	on.	• • •	14	A. No. I think she lived over on 624
15	Q.	Okay.	15	West Mohawk.
16	A.	With my mother and with my aunt.	16	Q. Mohawk or Blackhawk?
17	Q.	Where does your mom live now?	17	A. Mohawk.
18	A.	She lives in Mt. Prospect, Illinois.	18	Q. Okay. And what's her name?
19	Q.	Do you know the address?	19	A. Isis Walker.
20	A.	1505 West Cottonwood.	20	Q. Which of your children is hers?
21	Q.	Cottonwood did you say?	21	A. Taveion Barber.
22	A.	Yeah, Cottonwood.	22	Q. That's the four-year-old son?
		So sometimes your brother, Terry,	23	A. Yes, sir.

	33		35
1	Q. Is that the only one?	1	Q. She lives in the city?
2	A. Yes, sir.	2	A. Yes.
3	Q. Your son, Taveion, was not born yet,	3	Q. And Michael Jones, you don't know
4	right?	4	where he lives?
5	A. I think he was, like, just forming.	5	A. No.
6	Q. Okay. So she was pregnant?	6	Q. What I said is correct?
7	A. Yes.	7	A. Yes, sir.
8	Q. All right. So if you got called by	8	Q. Other than Isis Walker and Michael
9	your mom to go downstairs at 4:45, what time do	9	Jones, was there anybody else downstairs where
10	you think Isis Walker came to your apartment?	10	you were waiting, at 1365 North Hudson, around
11	A. Like, right just before I was leaving.	11	4:45 on the date of the incident?
12	Q. Okay. So sometime around 4:45?	12	A. No, sir.
13	A. I'd say about ten minutes before that.	13	Q. Tell me exactly where you were waiting
14	Q. All right. And then you and Isis	14	for your mom when you first saw the police.
15	Walker both went downstairs together?	15	A. I was on the like, the left side of
16	A. Yes, sir.	16	1365 North Hudson.
17	Q. How long did you wait downstairs for	17	Q. Were you inside the building or
18	your mom?	18	outside?
19	A. It was really interrupted, I was only	19	A. Outside.
20	waiting downstairs for, like, three minutes.	20	Q. Were you on Hudson?
21	Q. Okay. And then is that when you saw	21	A. Yes.
22	the police?	22	Q. And then you were to the left of the
23	A. Yes, that's when the police came.	23	front door?
	34		36
1	Q. All right. When you were downstairs	1	A. Yes.
2	with Isis Walker in front of 1365 North Hudson	2	Q. And the only people that you knew were
3	waiting for your mom, was it dark outside?	3	around were Michael Jones and Isis Walker?
4	A. Yes.	4	A. Yes, sir.
5	Q. Okay. And you just said that you were	5	Q. When did you first see the police on
6	down there for about three minutes before you saw	6	this day?
7	the police?	7	<ul> <li>A. They came up Evergreen and then down,</li> </ul>
8	A. Yeah.	8	came down Hudson.
9	Q. Other than you and Isis Walker, was	9	Q. Okay. You saw their car first?
10	there anyone else around before the police got	10	A. Yeah, I saw their car first. They
11	there?	11	came up, like, west of Evergreen, and then, like,
12	A. Michael Jones.	12	east of Hudson.
13	Q. Who's Michael Jones?	13	Q. Okay. Did they stop right in front of
14	A. A friend.	14	the 1365 North Hudson building?
15	Q. Do you know where he lives right now?	15	A. Yes, sir.
16	A. No.	16	Q. Prior to seeing the police, did you
17	Q. Do you know where Isis Walker lives	17	have any idea that anyone had called the police?
18	right now?	18	A. No, but the only time that they would
19	A. I'm not sure of the address.	19	come, if the guard having trouble with someone in
20	Q. Okay. Does she still live on Mohawk,	20	the complex building.
21	like you said?	21	Q. Okay. Prior to seeing the police, did
22	A. No, she lives on the west side of	22	you know did you know if anyone had been
23	Chicago.	23	fighting at the 1365 North Hudson building?

37 39 1 Do you know what building you were 1 Α. No. 2 2 standing to the left of? Q. Prior to seeing the police, did you 3 notice any kind of disturbance, yelling, 3 To my knowledge, it was 9A, but it was 4 on the outside, not on the inside. 4 screaming, or anything, going on in the lobby of 5 Right. Right. You were standing out 5 the 1365 North Hudson building? 6 Α. 6 on the street, or at least on the sidewalk? No. 7 7 Q. Did you have any knowledge that anyone 8 Okay. Were you inside or outside the 8 in the building called the police on December 14, 9 2005, before you saw them? 9 fence for Marshall Field Gardens? 10 10 A. I was outside. A. No, sir. Okay. Can you describe the 1365 North So you were on -- you weren't on 11 11 12 Hudson building for me? Do you know how many 12 Marshall Field Gardens property, as far as you 13 floors it has? 13 knew? 14 Α. On the sidewalk of their property. 14 A. Five floors. Okay. I've got to -- I need to ask 15 15 Okay. Do you know how many apartments 16 16 some similar questions to what I've asked, now to on each floor? 17 include all the buildings at 1365 North Hudson. 17 It's three -- it's, like, some 18 buildings three on one floor, and some of them 18 Α. Yes, sir. 19 Q. Do you know if anybody, at any 19 two on one floor. 20 There are more than one building with 20 building, prior to you seeing the police on Q. December 14, 2005, had called the police? 21 the address 1365 North Hudson? 21 22 22 Yes. Not to my knowledge. Α. 23 Did you notice a disturbance or a 23 Q. Which building were you standing in 40 38 fight, or anything other, at any of the buildings front of on the day that you saw the police? 1 1 at 1365 North Hudson, before you saw the police 2 2 I was standing on the outside of the 3 on December 14, 2005? 3 building. 4 Right. You were standing in front of 4 A. To my best knowledge, it was, like a Q. 5 5 a building though, right? little noisy on the other end, 'cause there's, 6 like, two ends. It was a little noisy on the 6 Α. 7 Okay. Which building were you 7 other end. That's when I just kept going. I Q. 8 never really tried to pay attention to what was 8 standing in front of? 9 9 Α. I think it was 9A. going on. 10 Q. Okay. Aside from saying noise, it was 10 Okay. So you walked from your a little noisy, can you describe anything else building, which was 6C --11 11 about what might have been going on over there? 12 12 Α. Yes. 13 A. 13 -- to 9A, and then out in front of 9A? 14 As far as -- to your knowledge. 14 No, I walked from my building, 6C, to Q. Loud voices, just yelling. 15 the front of Marshall Field Garden, and that's 15 A. 1365 North Hudson. 16 You didn't -- did you see anyone 16 fighting? 17 17 Q. Okay. 18 The building 9A is right before you 18 Α. 19 get to the security guard booth. 19 Q. Did you hear anyone yelling, call the 20 20 police? Q. Okay. So you mentioned to me that you 21 were standing to the left of a building at 1365 Α. 21 22 North Hudson? 22 Did you see any security guards at 1365 North Hudson at any time before you saw the 23 23 A. Yes.

	41		43
1	police?	1	was just on the computer.
2	A. Yes.	2	Q. Where was he?
3	Q. Who did you see?	3	A. He was in the same area as the
4	A. I'm not sure of his name.	4	security guard as the first security guard, in
5	Q. Okay. When did you see the security	5	the booth.
6	guard?	6	Q. He was also in the booth?
7	A. When I was leaving out the front	7	A. Yes.
8	entrance intersection of 1365 North Hudson.	8	Q. And you saw him?
9	Q. When you were going out to meet your	9	A. Yes.
10	mom?	10	Q. Did you talk to him?
11	A. Yes.	11	A. No.
12	Q. Where did you see the security guard?	12	Q. Okay. Do you know that security
13	A. In a security guard booth.	13	guard's name?
14	Q. Okay. Did you say anything to the	14	A. No, I'm not sure.
15	security guard?	15	Q. Okay. Did you see any other security
16	A. No, he was on the phone.	16	guards before the police came, on that day?
17	Q. All right. Did the security guard say	17	A. Just walking towards the other end of
18	anything to you?	18	the complex.
19	A. No.	19	Q. How many?
20	Q. Do you know who he was calling?	20	A. Just one.
21	A. No.	21	Q. And this is a different guard than the
22	Q. Had you ever seen the security guard	22	two who were in the booth?
23	before?	23	A. Yes, sir.
	42		4 4
1	A. Yes.	1	Q. Do you know this guard's name?
2	Q. Had you ever spoken to this security	2	A. No, I don't know him at all.
3	guard before, as far as you know?	3	Q. Okay. Did you have any conversations
4	A. Probably like a, what's up, or	4	with him?
5	something like that.	5	A. No.
6	Q. Had you ever had any altercations with		Q. So now we've talked about three
7	the security guard?	7	guards?
1	• •	8	A. Yes.
8 9	A. No.     Q. Have you told me now about all the	9	Q. Did you see any others?
1	•	10	A. No.
10	interactions that you had with security before the police came on December 14, 2005?	11	Q. Do you know who the director of
12	•	12	security was at those buildings on the day of
	<ul><li>A. Can you rephrase that?</li><li>Q. Sure. You told me that you saw the</li></ul>	13	this incident?
13	•	14	A. The director's usually gone around,
14	security guard	15	like, 5:00, but I think his name is Thorn
15	A. Yes, sir.	16	something. I don't know his last name.
16	Q before you saw the police?	17	Q. Do you know if he still works at those
17	A. Yes, sir.	•	buildings?
18	Q. And he was in the booth?	18	•
19	A. Yes, sir.	19	A. No.
20	Q. Have you now told me about all the	20	Q. No, he doesn't or
21	security guards that you saw before you saw the		A. He doesn't.
22	police on December 14, 2005?  A. There was one more security guard, he	22 23	Q. Was Thorn one of the guards that you saw before you saw the police on this day?
23	<ul> <li>A. There was one more security guard, he</li> </ul>	: / 1	saw perore vou saw me bolice on inis day?

	45		47
1	A. No.	1	A. Yes, sir.
2	Q. You said that he normally leaves at 5?	2	Q. When you first saw that police car,
3	A. No, he normally leaves around, like	3	did you have any idea what they were doing there?
4	he'll be gone home around that time. He norma	ly 4	A. No, sir.
5	leaves, like, after school time, like around	5	Q. And when you saw this police car, you
6	3:00.	6	were with Michael Jones and Isis Walker?
7	Q. Okay.	7	A. Yes, sir.
8	<ul> <li>A. He's the director of the buildings.</li> </ul>	8	Q. Anybody else?
9	He like the overseer of the security guards.	9	A. No, sir.
10	Q. Okay. How do you know he normally	10	Q. When those police officers got out of
11	leaves at 3 or let me rephrase that question.	11	their car I assume they got out of their car?
12	Back on the date of this incident, how do you	12	A. Yes, sir.
13	know that he normally left at 3?	13	Q. Had you ever seen those police
14	<ul> <li>A. That was his usual schedule. Like,</li> </ul>	14	officers before?
15	sometime I'll go down to the office with my	15	A. The driver.
16	mother, and she'll just be talking about certain	16	Q. Okay. Where had you seen the driver
17	things, or rent, or something like that.	17	before?
18	Q. Okay.	18	<ul> <li>A. Just around our apartment building.</li> </ul>
19	<ul> <li>A. And that's the time the office closes.</li> </ul>	19	Q. Had you ever been arrested by the
20	Q. What time did the office close?	20	driver before?
21	A. Around 3:00.	21	A. No, sir.
22	<ul><li>Q. Had you prior to this day, or on</li></ul>	22	Q. Had you ever been stopped by the
23	this day, did you ever see Security Director	23	driver before?
	4 6		48
1			
1 +	Thorn's schedule at the building?	1	A. Yes.
2	Thorn's schedule at the building?  A. No, sir.	1 2	<ul><li>A. Yes.</li><li>Q. Yes, okay. Do you know his name?</li></ul>
1		1	
2	A. No, sir.	2	Q. Yes, okay. Do you know his name?
2 3	<ul><li>A. No, sir.</li><li>Q. Did Security Director Thorn tell you,</li></ul>	2 3	<ul> <li>Q. Yes, okay. Do you know his name?</li> <li>A. I don't know his name.</li> <li>Q. Did you know his name back then and you've just forgotten it, or you never knew it?</li> </ul>
2 3 4	A. No, sir.     Q. Did Security Director Thorn tell you, at any point prior to this incident, I only work	2 3 4 5 6	<ul> <li>Q. Yes, okay. Do you know his name?</li> <li>A. I don't know his name.</li> <li>Q. Did you know his name back then and you've just forgotten it, or you never knew it?</li> <li>A. I could say, I knew part of his name,</li> </ul>
2 3 4 5	<ul> <li>A. No, sir.</li> <li>Q. Did Security Director Thorn tell you,</li> <li>at any point prior to this incident, I only work</li> <li>until 3?</li> <li>A. No, sir.</li> <li>Q. Do you have any knowledge about</li> </ul>	2 3 4 5 6 7	<ul> <li>Q. Yes, okay. Do you know his name?</li> <li>A. I don't know his name.</li> <li>Q. Did you know his name back then and you've just forgotten it, or you never knew it?</li> <li>A. I could say, I knew part of his name, but I just forgot it.</li> </ul>
2 3 4 5 6	<ul> <li>A. No, sir.</li> <li>Q. Did Security Director Thorn tell you,</li> <li>at any point prior to this incident, I only work</li> <li>until 3?</li> <li>A. No, sir.</li> <li>Q. Do you have any knowledge about</li> <li>whether or not Security Director Thorn would ev</li> </ul>	2 3 4 5 6 7	<ul> <li>Q. Yes, okay. Do you know his name?</li> <li>A. I don't know his name.</li> <li>Q. Did you know his name back then and you've just forgotten it, or you never knew it?</li> <li>A. I could say, I knew part of his name,</li> </ul>
2 3 4 5 6 7	<ul> <li>A. No, sir.</li> <li>Q. Did Security Director Thorn tell you,</li> <li>at any point prior to this incident, I only work</li> <li>until 3?</li> <li>A. No, sir.</li> <li>Q. Do you have any knowledge about</li> </ul>	2 3 4 5 6 7 8 9	Q. Yes, okay. Do you know his name? A. I don't know his name. Q. Did you know his name back then and you've just forgotten it, or you never knew it? A. I could say, I knew part of his name, but I just forgot it. Q. You don't remember now? A. No.
2 3 4 5 6 7 8	<ul> <li>A. No, sir.</li> <li>Q. Did Security Director Thorn tell you,</li> <li>at any point prior to this incident, I only work</li> <li>until 3?</li> <li>A. No, sir.</li> <li>Q. Do you have any knowledge about</li> <li>whether or not Security Director Thorn would ev</li> </ul>	2 3 4 5 6 7 8 9	<ul> <li>Q. Yes, okay. Do you know his name?</li> <li>A. I don't know his name.</li> <li>Q. Did you know his name back then and you've just forgotten it, or you never knew it?</li> <li>A. I could say, I knew part of his name, but I just forgot it.</li> <li>Q. You don't remember now?</li> <li>A. No.</li> <li>Q. Did he have a street name people</li> </ul>
2 3 4 5 6 7 8 9 10	<ul> <li>A. No, sir.</li> <li>Q. Did Security Director Thorn tell you, at any point prior to this incident, I only work until 3?</li> <li>A. No, sir.</li> <li>Q. Do you have any knowledge about whether or not Security Director Thorn would ev come back in the building after 3, prior to this incident?</li> <li>A. No, sir.</li> </ul>	2 3 4 5 6 7 er 8 9 10	<ul> <li>Q. Yes, okay. Do you know his name?</li> <li>A. I don't know his name.</li> <li>Q. Did you know his name back then and you've just forgotten it, or you never knew it?</li> <li>A. I could say, I knew part of his name, but I just forgot it.</li> <li>Q. You don't remember now?</li> <li>A. No.</li> <li>Q. Did he have a street name people called him that you remember?</li> </ul>
2 3 4 5 6 7 8 9 10 11 12	A. No, sir. Q. Did Security Director Thorn tell you, at any point prior to this incident, I only work until 3? A. No, sir. Q. Do you have any knowledge about whether or not Security Director Thorn would ev come back in the building after 3, prior to this incident? A. No, sir. Q. Now, I'm going to move forward a	2 3 4 5 6 7 8 9 10 11 12	<ul> <li>Q. Yes, okay. Do you know his name?</li> <li>A. I don't know his name.</li> <li>Q. Did you know his name back then and you've just forgotten it, or you never knew it?</li> <li>A. I could say, I knew part of his name, but I just forgot it.</li> <li>Q. You don't remember now?</li> <li>A. No.</li> <li>Q. Did he have a street name people called him that you remember?</li> <li>A. Asshole.</li> </ul>
2 3 4 5 6 7 8 9 10 11 12 13	A. No, sir. Q. Did Security Director Thorn tell you, at any point prior to this incident, I only work until 3? A. No, sir. Q. Do you have any knowledge about whether or not Security Director Thorn would ev come back in the building after 3, prior to this incident? A. No, sir. Q. Now, I'm going to move forward a little bit. Well, actually, before I do that,	2 3 4 5 6 7 8 9 10 11 12 13	<ul> <li>Q. Yes, okay. Do you know his name?</li> <li>A. I don't know his name.</li> <li>Q. Did you know his name back then and you've just forgotten it, or you never knew it?</li> <li>A. I could say, I knew part of his name, but I just forgot it.</li> <li>Q. You don't remember now?</li> <li>A. No.</li> <li>Q. Did he have a street name people called him that you remember?</li> <li>A. Asshole.</li> <li>Q. Hey, man, all policemen have street</li> </ul>
2 3 4 5 6 7 8 9 10 11 12 13 14	A. No, sir. Q. Did Security Director Thorn tell you, at any point prior to this incident, I only work until 3? A. No, sir. Q. Do you have any knowledge about whether or not Security Director Thorn would ev come back in the building after 3, prior to this incident? A. No, sir. Q. Now, I'm going to move forward a little bit. Well, actually, before I do that, have you told me now about all the security	2 3 4 5 6 7 8 9 10 11 12 13 14	<ul> <li>Q. Yes, okay. Do you know his name?</li> <li>A. I don't know his name.</li> <li>Q. Did you know his name back then and you've just forgotten it, or you never knew it?</li> <li>A. I could say, I knew part of his name, but I just forgot it.</li> <li>Q. You don't remember now?</li> <li>A. No.</li> <li>Q. Did he have a street name people called him that you remember?</li> <li>A. Asshole.</li> <li>Q. Hey, man, all policemen have street names, I know. So that's what people called him</li> </ul>
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		49			51
1	A.	Yeah, partially bald on top.	1	short le	ength hair.
2	Q.	What else?	2	Q.	<del>-</del>
3	A.	That's basically it.	3	A.	Yeah. Like a little bit more than
4	Q.	I'm sorry?	4	yours.	
5	A.	I said that's basically it.	5	Q.	Okay. Was he white or black?
6	Q.	Okay. On the day that you saw him,	6	A.	White. Both of them were white.
7	Decemi	ber 14, 2005, do you remember what he was	7	Q.	Do you remember anything else about
8	wearing	)?	8	that?	•
9	Α.	A blue uniform.	9	A.	He had on the same thing the first
10	Q.	Anything else that you remember?	10	officer	had on, a blue dark blue shirt, and
11	A.	Black boots.	11	navy b	lue shirt up under it.
12	Q.	Anything else that you remember?	12	Q.	So they were both in uniform?
13	Α.	He had on a dark blue shirt and, like,	13	A.	Yes.
14	a light b	plue shirt up underneath the dark blue	14	Q.	All right. Other than that, do you
15	shirt.		15	remem	ber anything else about the passenger?
16	Q.	So dark blue over light blue?	16	A.	He had brown eyes.
17	A.	Yes.	17	Q.	Anything else?
18	Q.	Did you ever see his star number?	18	A.	Like a little slim.
19	A.	Yes.	19	Q.	Okay.
20	Q.	What's his star number?	20		MR. KSIAZEK: I'm sorry?
21	A.	I really don't know. I can't	21		THE WITNESS: Like tall and a little
22	rememb	per.	22	slim.	
23	Q.	So you saw it, but you can't remember	23		MR. KSIAZEK: Oh, slim.
		50			52
1	it?		1	BY MR	. GAINER:
2	A.	Yes.	2	Q.	Do you remember his name?
3	Q.	Anything else about that officer that	3	A.	No.
4	you car	n describe for me?	4	Q.	Do you remember his star number?
5	A.	No.	5	A.	No.
6	Q.	And there was a passenger in the	6	Q.	Anything else you remember about him?
7	police v	vehicle?	7	A.	He had black boots, too.
8	A.	Yeah.	8	Q.	All right. When you first saw them
9	Q.	Had you ever seen that officer before?	9	get out	of the car, where did they go?
10	A.	No, sir.	10	A.	They went into the entrance of 1365
11	Q.	Okay. Going back to the first guy for	11	North H	ludson to the security booth.
12		nd, the driver. You said you had been	12	Q.	Did they both go in?
13		d by him before. Do you remember any of	13	A.	Yeah.
14	the deta	ails of any of those stops?	14	Q.	How far away from the security guard
1 =	A.	No, not really.	15		vere you standing when the officers went
15	Q.	Had you ever been arrested by him	16	there?	
16			17	Α.	How far away?
16 17	before?				
16 17 18	before? A.	No.	18	Q.	Yeah.
16 17 18 19	before? A. Q.	No. The second guy now, the passenger, I	18 19	A.	Like when they were entering the
16 17 18 19 20	before? A. Q.	No. The second guy now, the passenger, I it was a male?	18 19 20	A. building	Like when they were entering the gs?
16 17 18 19 20 21	before? A. Q. assume A.	No. The second guy now, the passenger, I e it was a male? Yes.	18 19 20 21	A. building Q.	Like when they were entering the gs?  No, when they got to the security
16 17 18 19 20	before? A. Q. assume	No. The second guy now, the passenger, I it was a male?	18 19 20	A. building Q.	Like when they were entering the gs?

Cape: 1:08-cy-06363 Pacyment #: 86-1 Filed: 10/13/11 Page 14 of 45 Page P #: 264 2010 53 55 1 Q. Did they talk to the security guards? 1 Go ahead. 2 2 I think so. I didn't really pay BY MR. GAINER: 3 Do you know -- I'm asking what you 3 attention to what they was doing. I was on this know about whether they went anywhere. 4 4 side up here. 5 Could you hear any of the conversation 5 Before they got out of their car and Q. 6 went to the booth? between the guard and the police officers? 6 7 7 After they talked to the guards in the When the door was opening, I just Q. 8 heard that -- the security say that they -- they 8 booth, do you know if they went anywhere else 9 9 before they came back outside? gone now, or whatever happened. 10 A. No, they got back into their car. 10 Who did you hear say that? 11 The security guard. 11 Okay. And it was at that time the Α. 12 driver said that to you? 12 Q. Do you know which one? 13 Before he got into the car, that's 13 Α. Not really. And did you believe that he was saying 14 when he told me to get the fuck out of there. 14 And I told him that I live here and I'm waiting 15 that to the police officers? 15 16 for my mother to bring groceries. 16 Α. Yes. 17 What made you think that? 17 Q. Okay. Where was the officer standing Q. 18 Α. I don't know. 'Cause, like, the only 18 when he said that to you? 19 Like, right in the middle of the -- of 19 time the police comes is, like, when they have a 20 call or something like that. 20 the doorway. 21 So by the building still? 21 Had you ever been stopped by the Q. 22 police in or around the 1365 North Hudson 22 A. Yes. 23 buildings? 23 Q. Okay. And were you still standing to 54 56 the left of the building waiting for your mom? I'm sorry? 1 1 2 2 Prior to the date, December 14, 2005, Yes, sir. 3 had you ever been stopped by the police, either 3 Other than what you testified the policeman said to you, did he say anything else in or around the buildings at 1365 North Hudson? 4 4 5 at that time? 5 A. Yes, sir. 6 How many times do you think? 6 A. No, sir. Q. 7 Other than what you've told me you 7 I'm not really sure. It's probably, said to him, did you say anything else at that 8 like, once or twice. 8 9 Q. Okay. Prior to December 14, 2005, had 9 time? 10 10 you ever been arrested by the police in or around A. No, sir. Did either of the people you were 11 the 1365 North Hudson building? 11 12 12 with, Michael Jones or Isis Walker, say anything Α. No. sir. to either of the officers at that time? 13 13

Okay. After you heard the security officer say to the police, they're gone now, or what you think you may have heard, do you know what the police did next?

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I guess they was supposed to get back in their car. Before they approached, the driver of the car told me to get the fuck out of there.

Q. Okay. Do you know if the police went anywhere other than to the security booth before they came back outside?

MR. KSIAZEK: Calls for speculation.

A. No, sir.

Did they say anything to either Michael Jones or Isis Walker at that time?

Α.

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15

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17

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23

Q. Did the passenger officer say anything at that time?

Α. No, sir.

After you told the police officer that you live there and you were waiting for your mom, where did the police officers go?

57 59 He got back into his car, he went down 1 and came back? 1 2 Yes, sir. 2 Hudson towards, like, I'm going to say, like, A. And then you said someone asked you 3 3 going -- like going -- like going east, then made Q. 4 a U-turn and came back towards Hudson. 4 your name? 5 That's when the driver asked me my 5 Q. Okay. name. He looked at me first and then he asked me 6 That's when he looked at me again, and 6 7 7 that's when he got out of the car and asked me my my name. Okay. Did he get out of his car to do 8 8 name. Q. 9 All right. So they started driving 9 that? away from the building and then made a U-turn and 10 Yes. 10 A. Where did they stop the car the second 11 came back to the building? 11 Q. 12 A. Yes. 12 time? Right directly in front of the fire 13 Q. Before we go any further about the 13 A. hydrant, on the other side of the street, in, incident, prior to this date, how long had you 14 14 like, the same spot they was the first time. lived at 1365 North Hudson? 15 15 Okay. So were they across the street 16 16 A. For, like, at least eight, nine years. 17 17 Prior to the date you were arrested by from you? Q. the police, you lived there eight or nine years? 18 A. 18 19 All right. The driver got out of the Q. 19 Like, that's -- can you rephrase that? 20 20 Sure. Before December 14, 2005, how car? 21 long had you been living at 1365 North Hudson? 21 A. 22 Did he walk over to you? 22 For, like, at least eight or 23 23 A. Yes, sir. nine years. 60 58 All right. Did the -- what did the Q. I just want to make sure we had the 1 Q. 1 time right. In your experience living in that 2 passenger do? 2 The passenger, he had got out of the 3 building --3 Α. 4 car, too. 4 Α. Yes. All right. Did he also walk over to 5 Q. 5 -- would you characterize that 6 building as an area where people sell narcotics? 6 you? 7 7 Α. Yes. He didn't walk, like, close to MR. KSIAZEK: Objection, calls for 8 8 speculation. Go ahead. me. How close was his partner to you when 9 9 THE WITNESS: No. 10 he asked what your name was? 10 BY MR. GAINER: His partner was the driver. 11 A. 11 So you never seen anyone selling 12 The driver? 12 narcotics out of those buildings? Q. He was, like -- we was, like, face to 13 13 Α. Α. No. Okay. Prior to this incident, would 14 face. 14 Q. you have characterized that building, based on All right. Were you still with Isis 15 15 Q. Walker and Michael Jones? your knowledge, as a violent place? 16 16 17 Yes. 17 A. No, sir. Α. Was there anyone else with you at that 18 Q. 18 All right. Had there ever been any shootings in those buildings prior -- that you 19 time? 19 knew of, prior to this incident? 20 Α. No, sir. 20 When the officer asked you your name, 21 21 A. No. sir. Q. 22 Okay. Now, let's move back forward. 22 what did you tell him? Q. I told him my name was Terrence 23 23 You say the policemen drove away, did a u-turn,

61 63 1 Barber. 1 A. Yeah. 2 Okay. When he came up and talked to 2 Q. Did he say anything else after that? Q. 3 you and asked you your name and started saying 3 He was, like, oh, you a Barber, and I these things to you, did he tell you to -- did he 4 was, like, yes. Then after that, that's when he 4 put you on a car, or on a fence or anything? 5 5 -- he started searching me. He started searching 6 No, not really. 6 my hat on my coat, like my hoodie, he started A. 7 Okay. So you guys were just facing 7 searching my hoodie. I had nothing in my hoodie. Q. 8 That's when he went to my pockets, my front two 8 each other? Just facing each other, and he just 9 9 A. pockets, searched my pockets. I had probably, 10 like, about -- like about \$75 in my pocket, some 10 started searching me. What about the other two people, what 11 keys, a phone, some Carmex. That's when he threw 11 12 it all on the floor. He asked me where did I get 12 were they doing, Isis and Michael? 13 They was just standing right there, 13 the money. I said my mother works, she gives me that's when he told his partner to search my 14 allowance for cleaning up the house. 14 Keep going. I don't want to cut you 15 friend, Michael. 15 What was Isis doing during this time? 16 16 off. We're going to go back and cover all of 17 She was just standing there looking at 17 A. 18 him. And when he started saying the negative 18 Okay. So he threw it on the ground, stuff toward me, that's when he told her to get 19 and I asked him what he was throwing my stuff on 19 20 the fuck out of there. 20 the ground for. He told me to shut the fuck up, 21 and fuck me, and all types of stuff like that. 21 Q. At any point during this encounter that you were having with him, did he put you on 22 22 So when he told me, fuck me, I said, fuck you. I a car or a fence, or anything, or were you always 23 replied back and said, fuck you. Then he was, 23 64 1 speaking face-to-face? like -- he said other things like, your mother 1 No, he just -- we was speaking smokes crack, you ain't never going to be --2 2 face-to-face, then after he throwed my stuff on 3 stuff like that. 3 the ground, he told me to get on the wall and 4 4 Q. All right. Let me stop you there, 5 stuff like that. 5 because we've got a lot to cover now, and then All right. You mentioned that after 6 we'll go forward from there in a minute. 6 7 7 -- that he asked you if you were a Barber? Okay. 8 8 A. Uh-huh. First of all, the officer asked you if He started going through your pockets? 9 you were a Barber? 9 Q. 10 10 Yes. A. A. He went through your coat pockets What did you think he meant by that? 11 Q. 11 12 What was your understanding of what he meant by 12 first? 13 13 A. that? Was there anything in your coat 14 Q. 14 A. I don't know. 15 pockets? 15 Do you have any knowledge that anyone No, I had on a black hoodie. There in your family had encountered this officer 16 Α. 16 wasn't nothing in my pockets. 17 before? 17 18 I see. So he went through your hoodie 18 A. Q. Okay. And you told me that you'd 19 pocket? 19 encountered this officer -- you had been stopped 20 Α. Yes, sir. 20 And this -- you were still standing 21 by him one other time, right? 21 Q. 22 22 face-to-face? Yes. A. 23 Was that before this happened? 23 Yes, sir.

67 65 What did he say? By this point, was his partner 1 1 2 He just told me to shut the fuck up. 2 searching Michael Jones? 3 So I told him that I live there and I was waiting 3 Yes. He told my friend to get on the Α. for my mother. He just told me to shut the fuck wall. 4 4 5 5 up and stuff like that. Q. But you were still face-to-face? 6 6 Q. All right. And that's when he said A. 7 7 All right. And that's when he said, that your mom smokes crack? Q. A. Yeah. He called me a bitch, and 8 8 fuck you? 9 9 that's when I called him one. And then he just A. Yeah. 10 started saying all kinds of racial comments and 10 Q. And then you said, fuck you, back to 11 him? 11 stuff like that. 12 12 Q. So he called you a bitch? Α. Yeah. 13 And then he started going through your 13 A. Yeah. Q. 14 Q. And you called him a bitch back? 14 pants pockets? 15 15 Yeah. When he -- when -- I had asked Α. Then he made racial comments? 16 him, like, before he was searching me, I was, 16 Q. 17 17 like, what you searching me for. That's when he Α. 18 told me to shut the fuck up and stuff like that. 18 Q. What kind of racial comments? Like, you're a black mother fucker, 19 19 All right. And then you mentioned he 20 20 you ain't never going to be nothing, and stuff threw all your stuff in the ground? 21 A. Yeah, in the snow. 21 like that. 22 And this whole time, we're talking Q. 22 In the snow? Q. 23 23 Yeah, to the right side. about what, the driver? A. 68 66 1 Yes. Did you have ID on you at that point? Α. 1 Q. During this whole time did you ever 2 2 Α. 3 have a conversation with the passenger? 3 Q. You said you had Carmex --4 No, sir. 4 Α. A. Keys. 5 All right. Other than the verb -- you 5 Q. -- keys -guys were obviously having a verbal altercation? 6 A. Phone. 6 7 7 A. Yes. -- cell phone --Q. 8 Did it ever become physical while you 8 A. And, like, \$75. 9 were out on the street? 9 Q. -- and, like, 75 bucks. And he threw 10 No, sir. 10 it all in the snow? Α. 11 Q. Did he ever put his hands on you while 11 A. Yes. Including the money? 12 you were out on the street? 12 Q. It was, like, he kind of got a little 13 13 Α. including the money. aggressive after I called him a bitch back and 14 All right. Could you hear any 14 stuff like that, after -- I was replying to him, 15 conversations going on between the driver's 15 'cause I was really asking him, what you making partner and Michael Jones? 16 16 these comments towards me for, I ain't never did 17 17 Α. No. nothing to you, and stuff like that. So that's 18 You mentioned then that after he threw 18 19 your stuff on the ground, you started arguing 19 when he really got a little aggressive, and 20 that's when he, I guess, just handcuffed me. 20 again -- or you started talking to him and he was 21 Explain to me what you mean by 21 talking to you again? Q. 22 Yeah. I asked him, like, what was he 22 aggressive. Like, grab my shirt and, just shut the 23 23 searching me for.

71 69 what did he do? 1 fuck up, and stuff like that. He grabbed my arm 1 He told his partner -- he told his 2 2 and then put it behind my back. partner to finish searching my -- he told his 3 3 Okay. The entire time you guys were partner to finish searching my friend, and that's 4 arguing, were you always face-to-face? 4 5 when his partner handcuffed my friend, too. 5 Α. Yes. 6 6 All right. When he handcuffed you --Q. Okay. Q. Then my friend kept asking, what the 7 7 when he started to handcuff you, were you still Α. fuck we do, why we going in, stuff like that. So 8 face-to-face? 8 9 9 they just like, shut up, man. So that's when He, like, turned me around, like spin they started putting us in the car. 10 10 me around a little bit. They put you both in the same police 11 Q. Okay. And then he cuffed you? 11 12 car? 12 A. 13 13 A. Yes, sir. Q. Other than grabbing your shirt, what 14 All right. Up to the point where 14 else did he do -- other than handcuffing you, to you're placed in the police car, did you have any 15 be aggressive, what else? 15 16 conversations with the passenger officer? 16 A. That's it. 17 17 That's it. Okay. Did you suffer any A. No, sir. Q. 18 Other than hearing Michael Jones 18 injuries when he grabbed your shirt? 19 saying, why are we going in, what's going on, 19 Α. what you've already told me, did you hear any 20 20 Did you suffer any injuries when he Q. 21 handcuffed you? 21 conversations he had with either of the officers 22 up and to the point where you got placed in the 22 No, sir. Α. 23 23 police car? Q. All right. 72 70 He just had the cuffs a little too 1 A. No, sir. 1 Α. 2 What time do you think -- strike that. 2 tight. How long do you think this encounter 3 Other than what you've already told me 3 4 with the police on the street lasted? 4 that you guys said to each other, at this point 5 I'd say at least about five minutes. 5 did you say anything else to each other? A. 6 A. I didn't say nothing else, I just 6 All right. Q. Did Isis go back in the building? 7 7 asked him, like, why you locking me up, I'm 8 She just walked off towards Evergreen. 8 Α. waiting here for my mom, that's it. I told him I 9 Okay. And that was after they told 9 lived there. That's it. 10 Okay. Other than what you told me he 10 her to get lost? A. 11 Yes. 11 said to you out on the street, did he say 12 Did anybody in the building, anybody, 12 anything else to you? Q. security guards, people who live there, anybody, No. He told me, like -- when we got 13 13 to your knowledge, ever accuse you of creating a into the car he told me, I should have put some 14 14 disturbance at the building before the police 15 15 drugs on you. 16 came? 16 Okay. I'm going to get to the car in 17 Α. 17 a minute. I just want to know about out on the No, sir. 18 How about Michael Jones, do you know 18 street. 19 19 if anybody accused Michael Jones of creating a Α. Okay. 20 disturbance in the building before the police 20 Have you told me everything that he 21 21 said to you out on the street? came? 22 A. No, sir. 22 Yes. Α. So you never heard that about either 23 23 All right. After he handcuffed you,

	73		75
1	of you?	1	place you in there?
2	A. No. If it was a disturbance, the	2	A. No, sir, I just got in.
3	security guard would have come out and told us,	3	Q. All right. Once you got placed in the
4	you being too loud, you need to move, he never	4	police car, where did you go?
5	told us anything.	5	A. To the 18th District.
6	Q. Do you know a security or did you	6	Q. Where's the 18th District?
7	know a security guard there named Washington?	7	A. On Division.
8	A. Yes,	8	Q. So the new 18th District?
9	Q. Was he there that night?	9	A. Yeş.
10	A. Yes.	10	Q. Back then it would have been almost
11	Q. Where was he that night?	11	brand new, right?
12	A. In the security guard booth.	12	A. Yes.
13	Q. Did you have any conversations with	13	Q. Had you ever been in that building
14	him that night?	14	before?
15	A. No, sir.	15	A. No, sir.
16	Q. Did you ever see Thorn, at any point,	16	Q. Were you handcuffed behind your back?
17	when you were there that night?	17	A. Yes, sir.
18	A. No, sir.	18	Q. Was Michael Jones handcuffed behind
19	Q. All right. Did you see anybody	19	his back?
20	standing in front of the buildings blocking the	20	A. Yes, sir.
21	entrance, not letting people inside?	21	Q. How long did it take you to get from
22	A. No, sir, the door was clear.	22	the building to the station?
23	Q. Okay. Did you ever see anybody in or	23	A. Like, about, three minutes.
	74		76
1	around the front of the building yelling out	1	Q. Do you know what time it was when you
2	obscenities?	2	were taken to the station?
3	A. No, sir.	3	A. It was, like, about 5:10.
4	Q. Did you ever see anyone fighting on	4	Q. Say that one more time.
5	the ground before you saw the police?	5	A. I think around, like, 5:10.
6	A. No. sir.	6	Q. 5:10 p.m.?
7	Q. I know you I'm sure, maybe you're	7	A. Yeah.
8	not, are you familiar with the idea that a lot of	8	Q. And you think the encounter on the
9	CHA buildings are particular gang territories,	9	street with the police lasted about five minutes,
10	owned by particular gangs?	10	you said?
11	A. I'm not sure.	11	A. Yes.
12	Q. You never heard that before?	12	Q. All right. Do you know what happened
13	A. No.	13	to the stuff that was thrown into the snow, your
14	Q. Did you have any knowledge about	14	stuff?
15	whether or not any of those Marshall Field	15	A. They just picked it back up and put it
16	buildings were owned by any particular gang?	16	back into my pocket.
17	A. No.	17	Q. So the officers put it back in your
18	Q. When you were placed in the police car	18	hoodie before he took you away?
19	handcuffed, did anybody tell you what you were	19	A. Yes.
20	being arrested for?	20	Q. Did he put everything back in your
21	A. No.	21	hoodie?
22	Q. When you were being placed in the	22	A. Yes.
		23	Q. Including the money?

79 77 opened, and he did it to another door, the door 1 1 Α. Yes. 2 2 opened again. That's when he drug me by my Q. While you were riding to the police 3 station in the police car, did you have any 3 hoodie. He drug me all the way to a holding cell, stood me up a little bit, and pushed me in 4 conversations with either of the police officers? 4 5 5 the back, my upper back, causing me to fall. No, I just kept asking them why was I 6 going in. He never said nothing, he just said, 6 Q. Okay. Let's start with the first door 7 7 shut the fuck up. going in. The driver is bringing you inside? 8 Anything else that either of the 8 Yes, dragging me. 9 police said to you while you're in the car on the 9 Q. Okay. It sounded to me like you said 10 10 that you had to go through two doors before you way to the police station? 11 No. He just told me that he should 11 were dragged? 12 have put some drugs on me. 12 A. Yes, sir. 13 Okay. Anything other than that? 13 Q. Is that right? Q. 14 14 A. Yes. A. 15 Did he ever put drugs on you? 15 So let's talk about the first door you Q. went through. When you went into the first door 16 A. 16 17 17 into the building, were you still standing up? Q. Did you ever hear Michael Jones saying 18 anything to either of the police officers on your 18 A. 19 19 Q. Okay. Did you fall down outside? way to the station? 20 No, he was just asking them, like, 20 I fell down over the brick -- there's Α. 21 what the fuck we do. 21 like a brick stump about five inches high, that 22 Did you hear any of the officers say 22 you've got to step over. He was pulling me by my 23 23 anything back to him? -- by my thing, so I really never -- never caught 78 80 No, he didn't say nothing. my balance after -- he just snatched me out of 1 Α. 1 2 When you got to the police station, 2 the car by my hoodie. 3 who took you out of the car? 3 All right. The brick thing that you 4 The driver. 4 tripped over, was that inside or outside the 5 Who took Michael Jones out of the car? 5 Q. building? 6 A. The passenger. 6 That was inside the garage. 7 Where did they park the car, do you 7 Okay. So inside the garage but not Q. 8 8 remember? yet in the building? 9 9 Not yet in the building, yes, sir. Α. In the garage of the 18th District. 10 10 All right. Which officer was it that All right. Where did you -- once you 11 were taken out of the car where did you go? 11 pulled you out by your hoodie? 12 I was taken out of the car, there's 12 The driver. 13 13 And he's the one that took you to the like a little door -- a little processing door first door? 14 that they go through before you go all the way 14 15 into the 18th District. 15 Α. Yes, sir. 16 Q. All right. 16 And my understanding from what you're 17 saying is, you fell down before you went through There's like a little brick -- I'd say 17 Α. 18 it's about four inches high -- four or five 18 the first door? 19 inches high. He pulled down my hoodie, told me 19 A. Yes, sir. 20 20 And is the first door, the door that to get the fuck out. I tripped over the brick, 21 21 he had to enter his code into? that's when he drug me all the way -- he 22 processed -- he entered his -- whatever, pin 22 A. Yes, sir. 23 number or whatever, into the door code, the door 23 Okay. What was the passenger officer

	81		83
1	doing at this point?	1	any injuries?
2	A. He was just standing behind with he	2	A. Just little scrapes on my back.
3	was holding my friend, Michael.	3	Q. You hadn't cut yourself?
4	Q. All right. Was there anyone else	4	A. No.
5	around when you fell, other than the two officers	5	Q. When you were dragged to the second
6	and Michael?	6	holding cell, were you the only person in that
7	A. No.	7	cell?
8	Q. Do you know if Michael saw you fall?	8	A. Yes, sir.
9	A. Yes.	9	Q. All right. Did Michael Jones, to your
10	Q. Do you know if the passenger officer	10	knowledge, see you dragged to the second holding
11	saw you fall?	11	cell?
12	A. Yes.	12	A. Yes, sir.
13	Q. Did you hear any of them say anything	13	Q. What about the passenger officer?
14	when you fell?	14	A. Yes, sir.
15	A. No.	15	Q. But it's the driver who was still
16	Q. You went through the first door	16	dragging you?
17	strike that.	17	A. Yes, sir.
18	He dragged you through the first door?	18	Q. All right. And then were you taken
19	A. Yes.	19	into the second holding cell?
20	Q. By your hood?	20	A. Yes, sir.
21	A. Yes.	21	<ul> <li>Q. At any point, from the time that you</li> </ul>
22	Q. And then it sounds like you went to a	22	first fell, to the time you went into the second
23	second door?	23	holding cell, did you ever get back up?
	82		84
1	A. Yes, sir.	1	A. No, I was still handcuffed.
2	<ul> <li>Q. How far do you think the second door</li> </ul>	2	Q. Did you ever get back on your feet?
3	was from the first door?	3	A. No, sir.
4	A. Probably about two or three inches	4	Q. Okay. And then I think you mentioned
5	away,	5	that when you got into the second holding cell,
6	Q. Did he have to enter a code to get in	6	he stood you up?
7	the second door?	7	A. He stood me up a little bit, but
8	A. Yes.	8	that's when he pushed me into the cell.
9	Q. Okay. And then he took you through	9	Q. All right. And this is still the
10	the second door?	10	driver?
11	A. His partner went in first. His	11	A. Yes, sir.
12	partner entered his code. His partner went in	12	Q. All right. And you're still
13	first and entered his code, he took my friend to	13	handcuffed behind your back?
14	the holding cell, that's when he drug me to the	14	A. Still handcuffed.
15	other to the second cell. We was in separate	15	Q. How much time elapsed, do you think,
16	cells.	16	from the time you were taken from the car until
17	Q. Okay. So were you dragged through the	17	the time you were placed in the second holding
18	second door?	18	cell?
19	A. Yes, sir.	19	A. How much time do I think it was?
20 21	Q. Still by your hoodie?	20 21	Q. Yeah.
22	A. Still by my hoodie.     Q. Up until that point, when you were	22 21	A. I'd say, at least about 30 seconds.
23	· · · · · · · · · · · · · · · · · · ·		Q. All right. So then the officer tried
	dragged through the second door, had you suffered	23	to get you back upright?

Case: 1:08-ce/-06363 Doeument #: 86-1 Filed: 10/13/11 Page 22 of 45 Bage Dy#: 232 2010 87 85 1 So -- just so it's on the record, you 1 A. Yeah, he had me by my hoodie. 2 just took your hand and you rubbed your right 2 Okay. By your hoodie. So he picked Q. 3 you up by your hoodie? 3 evebrow? 4 4 Yes. A. Yes, sir. Α. 5 And then you said -- did you get back 5 So was it your right eyebrow that Q. 6 up on your feet at that point? 6 first hit the bench? 7 7 Not really. Α. Yes, sir. 8 Okay. Did any other part of your body 8 All right. So you were at least Q. 9 somewhat upright? 9 hit the bench at that time? 10 Yeah. 10 Just the bottom of my face. A. Okay. So for the record again, the And then he pushed you? 11 11 Q. 12 A. Pushed me. 12 other part of your face, you're saying, that hit 13 the bench, aside from your right eyebrow, is your 13 Q. On what part of your body did he push -- underneath your right eye, like your cheek? 14 you? 14 15 15 My upper back. A. Yes, sir. Α. Any other part of your body hit the 16 And you were obviously facing the 16 17 17 bench, other than your right eyebrow, and then other direction? 18 Yes, into the holding cell. 18 underneath your right eye? Α. 19 19 Right. So you couldn't see him when A. No. Q. 20 he pushed you, but you felt his hands? 20 Q. All right. Did any other part of your 21 body get injured at that point, other than your 21 A. Yes, sir. 22 right eyebrow and underneath your right eye? 22 When he pushed you what happened? Q. 23 That's when I fell onto the brick and 23 No, sir. A. 88 86 1 All right. Tell me what happened 1 hit my face. 2 immediately after your face hit that bench. 2 Tell me exactly what kind of 3 He just walked away, and that's when 3 instrument or thing you struck your face on. 4 4 I'm still laying on the floor. And that's when I Like a brick layer coming out of the 5 felt my -- that's when I felt blood come from my 5 wall. Like a thick layer of brick. Okay. Do you have any idea what it 6 face and going into my eye. And that's when I 6 7 7 seen another lady officer, with long blond hair, was, what it was called? 8 8 like a little -- she was a little short, like A. Not really. 9 5'7, white, she had, like, blue eyes. She looked 9 Q. All right. Do you have any idea what at me, she shook her head. Then that's when -- I 10 10 it was for? guess she must have went back. She offered me to 11 11 Just to sit down. Α. 12 go to the bathroom to get some napkins for my 12 Q. Okay. Did you hit a bench? 13 face, to cover it up. And that's when they 13 A. Yeah, it's like a bench, but it's made 14 called a janitor to come and clean up the blood, 14 out of brick.

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19 20

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22

23

I see. So it's a bench made out of

All right. Had you ever been in that

What part of your head hit the bench?

The right side -- wait, the left side.

brick inside the holding cell?

Yes.

No. sir.

holding cell before?

Α.

Q.

Α.

Q.

A.

Right side.

15

16

17

18

19

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22

23

and that's when the officers came back in there.

happened, that's when they came back in there and

So after your face struck the bench,

I guess after she went to go tell them what

tried to take me to the hospital. I told them I

really don't want to go to the hospital, I just

did you fall down to the ground?

want to go home.

Yes.

91 89 1 Q. And you noticed that you were 1 A. I'm not sure. All right. And then when you woke up, 2 2 bleeding? Q. 3 you said through your left you saw this female 3 A. Yes. 4 officer? 4 And the two arresting officers were Q. 5 5 A. Yes, sir. not there? 6 Do you have any idea what her name 6 A. They were not there, they just walked Q. 7 7 off. was? 8 8 Q. And you saw a female blond officer? Α. No, sir. 9 9 Do you have any idea what her star A. Yes. Q. number was? 10 At what point did you see her? How 10 Q. Α. No. sir. 11 long were you on the ground before you first saw 11 Was she wearing a police uniform? 12 her? 12 Q. 13 I'd say I was laying there for, like 13 Α. Did she say anything to you other than -- I blanked out a little bit. I can't really 14 14 15 15 telling you that she was going to take you to the tell you the amount of time that it was after I 16 bathroom to get your cut cleaned up? 16 blanked out. I just -- when I woke up again, I 17 No, sir. 17 just seen her. This side of my eye was covered Α. Did you say anything to her? 18 18 with blood. I just seen her out of my -- the Q. 19 19 Α. No. sir. left side of my eye. Did you see anyone else around, other 20 Q. What do you mean when you say you 20 than her, after you were injured, in the lockup? 21 21 blank out? What does that mean? 22 A. Like, it just went black for, like, 22 No, sir. After I walked out the cell, 23 I looked at my friend, and he just shook his 23 about a couple minutes or seconds. I really 92 90 head. His eyes got big. He just shook his head. 1 don't know the time. 1 2 I didn't really know that I had that much damage 2 Okay. Did you lose complete on my head until I went to the bathroom. 3 3 consciousness? 4 A. Yes. 4 Where was your friend? 5 5 He was in the first holding cell. A. All right. So when you woke up, tell Q. Based on the fact that he was in the 6 6 me, how was your body positioned? 7 7 I was still like -- like -- I was like first holding cell and this happened in the 8 second, he couldn't see that you fell and hit 8 this. I can't --9 9 your head, could he? Here, maybe I can make it a little 10 10 easier. Were you on your hands and knees? A. He saw your injury after it happened? 11 I was on my chest, on the front of my 11 Q. Α. 12 A. Yes. 12 body. Would you agree, based on what you 13 13 So you were laying on your chest? Q. know, he didn't see when you hit your head on the 14 14 A. Were your legs flat on the ground, 15 15 bench? Q. No, like -- it's like -- when the 16 16 too? officer was pushing me, that's when they were 17 17 Α. Yes. 18 walking him past to the first holding cell. 18 And that's the way you were positioned Okay. You first mentioned -- when you 19 19 when you woke up? 20 20 first testified, back, like, five minutes ago, Yes, and then that's when I rolled you said that when you came through the second 21 21 over onto my buttocks. door, the passenger officer took Jones in first 22 Okay. How long do you think you 22 23 and put him in the first holding cell, and then 23 blanked out?

95 93 1 the driver officer took you into the second one. 1 A. No. 2 2 All right. So this female officer Q. 3 Q. And now it sounds like you're saying 3 took you to the bathroom? 4 that you went into a cell first, and then Jones 4 A. Yes. 5 went in. So I'm a little confused. 5 Was there a mirror in the bathroom? Q. 6 It's like -- the cell is like, one 6 A. It's like -- it's like, the dryer, 7 7 it's like silver, that's when I really looked cell's right here, and one cell's right here. I 8 stopped at this door. The officer stopped at 8 into it. 9 What did you see when you looked? 9 this door. And there's, like, about two or three Q. I just seen, like, my eye split, seen 10 inches, and this is, like, the other cell. And 10 11 that's when I went into this cell, and he went 11 my face scraped up. Q. Okay. And you just -- for the record, 12 into that cell. 12 13 Okay. So now you're saying you went 13 you were pointing to your right eyebrow and underneath your right eye? 14 into the first holding cell? 14 15 15 I didn't go in yet. It was, like, I Α. Yes. Were you still bleeding when you were 16 was standing at the front door, and he was 16 Q. 17 standing at the other side. That's when he was 17 in there? 18 letting me walk past to the second cell. 18 It was, like, a little bleeding, but 19 it wasn't bleeding as bad as it was at first. Do you have any knowledge that Michael 19 Okay. Were you able to try and clean 20 Jones saw you get pushed and hit your head? 20 21 I'm not really sure. 21 yourself up in there? 22 22 Not that much. I just got a couple Have you talked to him about this? little napkins. She gave me a couple napkins. I 23 Yeah, I talked to him. 23 A. 96 94 1 Did he say he saw you get pushed and 1 wet it a little bit, put it over my eye and I 2 went back to the cell. That's when -- it was 2 hit your head? 3 3 bleeding a little bit more, that's when they came No, he was just like, man, that's 4 fucked up what they did. 4 back and took me to the hospital. 5 When you were pushed down and hit your 5 Right. So he saw the fact that you face, were you still handcuffed? 6 6 had a cut on your face? 7 A. Yes, sir. 7 A. Yes, sir. 8 But as far as you know, he did not see 8 When were you unhandcuffed? 9 When they came back. When she took me 9 you hit your head? 10 Not to my knowledge. 10 to the bathroom to clean up my face. A. 11 All right. Do you have any knowledge 11 Who unhandcuffed you? The lady officer. 12 about whether the passenger officer saw you get 12 Α. All right. She did that before you 13 pushed and hit your head? 13 14 14 got to the bathroom? Not to my knowledge. 15 Do you have any knowledge that anyone 15 A. How long do you think you were in the 16 other than you and the police officer who was in 16 Q. 17 the cell with you, saw you fall and hit your 17 bathroom? Just for, like, about -- I took a 18 head? 18 urine, and I just looked at it, that's when I 19 Α. Can you rephrase that? 19 20 20 came back out. I'm going to say, like, about Do you know of anyone, anyone at all,

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22

23

five seconds.

female officer?

Was she waiting for you outside, the

21

22

23

other than you and the driver officer that was

your head on the bench?

there when you hit your head, and saw you hit

97 99 1 A. Yes, sir. 1 wanted to go home. I wasn't supposed to be here 2 2 Q. Where did she take you then? anyway. 3 A. She took me back to the holding cell. 3 Q. Right. And what did he say in 4 4 Had it been cleaned up? response to that? 5 The janitor was just coming in. He 5 He said, you have to go to the A. 6 was, like, mopping it up a little bit. 6 hospital. 7 7 Did you hear them saying anything to All right. So they put you back in Q. 8 8 the same holding cell you were in when you hit Jones at this point? 9 9 your face? A. No. 10 Okay. After they told you, you're 10 A. Yes, sir. 11 going to the hospital, what happened next? At some point, did the other officers 11 12 -- did the officers who arrested you come back? 12 They just took me to the hospital. 13 13 Q. All right. Were you still bleeding at Yes, sir. After she left. She 14 handcuffed one arm to the -- to the -- it was. 14 this point? A little slight, but not that much. 15 15 like, a little post. She handcuffed one arm to A. 16 the to post. Then that's when they -- she walked 16 Were you holding anything -- were you 17 off, and, like, a couple seconds later, that's 17 able to hold anything to your eye or anything? Yes, with my one hand. 18 when the driver and the passenger came back. 18 19 19 All right. What were you holding to Did you overhear any conversations Q. 20 between this blond female officer and the 20 your eye? 21 Paper towels, brown paper towels. 21 arresting officers? A. 22 22 All right. Did they -- did the Α. No. officers then immediately uncuff you and take you 23 Do you have any idea what they talked 23 Q. 98 100 1 about? 1 to the hospital? 2 2 A. A. Yes. No. 3 Other than this blond female officer 3 When I say uncuff you, I mean uncuff 4 and the arresting officers, did you encounter any 4 you from the wall. 5 5 other police officers that night? A. Yes. 6 6 Q. Did they rehandcuff you behind your Α. No. 7 Q. How long was it before they came back, 7 back? 8 the two arresting officers? 8 A. All right. Up until this point, when 9 9 Just a couple seconds later. 10 All right. When they came back what 10 the officers tell you you've got to go, and they Q. 11 11 start taking you, do you have any idea whether or happened? 12 12 not they had done any paperwork for you? A. They said, we got to get you to a 13 13 hospital. I'm not sure. 14 14 Had they asked you any questions? Q. Which one said that? Q. 15 15 A. The driver said it. A. 16 Q. He said that to you? 16 Q. Other than the time you told me when 17 17 you told the driver officer your name, when you Yes. Α. 18 18 Q. Did he say anything else at that were still out on the street, up until this point 19 point? 19 had you told them your name again? 20 20 Yeah, he asked me my name. He just A. No. 21 21 looked it up in the computer. Q. And then you testified that you told 22 them you didn't want to go? 22 Q. When was this? 23 I told them I didn't want to go, I 23 While I was in the car.

	101		103
1	Q. When you were in the car before you	1	didn't care, because you knew you didn't have a
2	got to the police station?	2	record?
3	A. Yes.	3	A. Yes.
4	Q. Other than asking you your name at	4	Q. Have you ever been arrested as a
5	that point, did he ask you anything else?	5	juvenile?
6	A. No.	6	A. I can't remember.
7	Q. Did he ever ask you your birth date?	7	Q. Okay. So then the officers, did they
8	A. Yeah, he asked me my birthday.	8	put you back in the same squad car to take you to
9	Q. When was that?	9	the hospital?
10	A. When we was in the car.	10	A. Yes.
11	Q. Before the police station?	11	Q. Was it the same deal, the same guy was
12	A. Yes.	12	driving, the same guy was the passenger?
13	Q. What did you tell him your birthday	13	A. Yes.
14	was?	14	Q. What hospital did they take you to?
15	A. I told him my birthday was 2/14/91.	15	A. I think, to my best knowledge, I think
16	Q. All right. Did he ask you how old you	16	it was Lincoln Park Hospital.
17	were?	17	Q. Okay. Do you have any idea what time
18	A. Yes.	18	you got to Lincoln Park Hospital?
19	Q. What did you tell him?	19	A. No.
20	A. I was 16.	20	Q. All right. Do you have any idea how
21	Q. Did he ask you anything else?	21	long you stayed at Lincoln Park Hospital?
22	A. No.	22	<ul> <li>A. For, like, about a half hour.</li> </ul>
23	Q. There was a computer in the police	23	Q. All right. Do you know the names of
	102		104
1	car?	1	any of the doctors or nurses you talked to at
2	A. Yes.	2	Lincoln Park Hospital?
3	Q. Did you see him putting your	3	A. No.
4	information into the computer?	4	<ul> <li>Q. When you got to Lincoln Park Hospital,</li> </ul>
5	A. First he put my friend's information	5	where did you first go?
6	in there, then mine.	6	<ol> <li>I went to the emergency room.</li> </ol>
7	<ul> <li>Q. Okay. Is this before you left the</li> </ul>	7	<ul> <li>Q. Was the first medical provider you</li> </ul>
8	1365 North Hudson building, or is this	8	talked to a nurse, or a doctor, or something
9	<ul> <li>A. No, this is during the time we was</li> </ul>	9	else?
10	leaving, going to the police station.	10	A. A doctor.
11	Q. Okay. So this is while you were	11	Q. And you don't remember his name?
12	driving?	12	A. No, it was a lady.
13	A. Yes.	13	Q. Do you remember her name?
14	Q. All right. When he put your name in,	14	A. No.
15	did you see what it said in there, on the	15	Q. Do you remember the conversation you
16	computer, when your information came up?	16	had with her?
17	A. No.	17	A. She asked me, like, what happened, and
18	Q. Okay. Did you have any conversations	<b>{</b>	as I was telling her what happened, officer
19	with either of the officers about what the	19	the driver said, oh, he just fell, and then
20	computer was saying about you?	20	that's when he told her to come here or whatever,
21	A. No, I didn't have no record, so it	21	however he did it.
22	really didn't matter to me.	22	Q. Told her to what?
23	Q. Okay. So you didn't know, and you	23	A. He told her to, like, come here, then

105 107 1 they just walked up for a little while. And then 1 Q. Was it the same doctor? 2 that's when she came back. She was acting a 2 A. Yes. 3 little like she really didn't want to help me, I 3 All right. Did you ever tell anyone Q. 4 at the hospital what happened? guess. 4 5 Okay. Did you hear the conversation 5 I tried to, but that's when the Q. 6 between the driver officer and the doctor? 6 officer cut me off. 7 7 No. sir. Other than that time, did you ever 8 Q. All right. Did you hear any 8 have a time when you could tell anybody what 9 conversations between either of the officers and 9 happened? 10 any of the medical people there? 10 A. No. 11 A. No. sir. 11 Did you ever tell anybody at the 12 Q. After -- did the driver officer and 12 hospital you had been drinking? 13 the doctor have this conversation before you got 13 A. No, I don't drink. All right. Did you drink back then? 14 any treatment? 14 15 No, never. I don't like drinking. A. Say what? 15 16 You mentioned that the driver officer 16 All right. Did you ever tell anyone 17 and this doctor went over and had a conversation? 17 at the hospital that you had been using drugs 18 Α. Yes, sir. 18 that night? 19 Did that happen before you received 19 Q. A. 20 any treatment? 20 Q. Had you been using drugs that night? 21 A. Yes, sir. 21 Α. 22 All right. After the doctor came 22 All right. So you told me about the Q. 23 back, what kind of treatment did you receive? 23 stitches, you told me about the cream you got 106 108 1 She -- it felt like she put a needle 1 under your eye, and then the other things the doctor did to the cut on your eyebrow. Did you 2 2 in my forehead. It was, like, numb a little bit, 3 3 receive any other treatment? but I still felt it. She poured, like -- I don't 4 know what it was, it was, like, something clear, 4 A. That's it. They just, like, put a 5 5 little gauze over it, and they just let me go and I guess that's when they started stitching it after I got the stitches and stuff. 6 6 up and stuff like that. 7 All right. So you got stitches in 7 Okay. Other than the cuts that you Q. 8 had, and the scrapes, did you ever tell anyone at 8 your eyebrow? 9 9 the hospital that you had any other injuries? Α. Yes, sir. 10 10 A. Q. Do you know how many stitches? And you think you were there for about 11 Α. 12, I think. 11 Q. 12 12 a half hour? 12, okay. Are those the only stitches Q. 13 you received, or did you get stitches in other 13 A. 14 14 And then where were you taken after places, too? Q. 15 15 you left there? A. That's it. 16 Q. All right. Other than the care that 16 Α. Nothing. 17 17 Where did they take you? you got to your eyebrow, did you get care Q. 18 Oh, where did they take me? They took 18 anywhere else? 19 To my face. They gave me, like, some 19 me back to the district. 20 Q. The same two officers? 20 little cream, because it was scraped up a little 21 21 A. Yes. bit. Did you put the cream on or did they? 22 Q. 22 Q. When you got back to the district, 23 23 where did they put you? They did. Α.

109 111 All right. What did he -- I mean, how 1 1 In the juvenile room. 2 2 Q. All right. Who was in the juvenile did he ask you? 3 He asked me, like, what's your name, 3 room with you? and I told him, Terrence Barber. He asked me 4 A. I think it was the officer at the 4 5 5 what's my age, I told him 16. He asked me what's desk, and the driver, and I don't know where the 6 6 my birthday. passenger went. 7 7 Q. And what birthday did you tell him? So you were in the juvenile room with 8 the driver officer --8 A. 2/14/1991. 9 Yes. 9 Okay. Do you have any idea when the A. officers did their paperwork on you? Were you 10 -- another officer at the desk --10 Q. 11 Α. Yes. 11 present for that? 12 - and that's it? 12 A. No. Q. 13 Did any of the officers ever ask you 13 Yes. A. if your birthday was February 14, 1988? 14 Q. Okay. Did you have any conversations 14 Did they ever ask me that? 15 with the officers in there, that you remember? 15 16 Yeah. 16 Not to my knowledge. Q. 17 How long were you in the juvenile 17 A. No. Q. 18 Did any of the officers -- the youth 18 room? officer, or either of the officers that arrested 19 Not that long, he was just saying, 19 20 you, or any other officer, ever tell you that 20 like, I've got to get you home. He asked me, 21 like, what's my mother's number, stuff like that. 21 your record indicated that at one point you had 22 given a birthday of February 14, 1998 (sic)? 22 Did you hear any conversations between 23 23 the officers in there, while you were in the A. No. 112 110 Q. Okay. Had you ever been arrested 1 juvenile room? 1 prior to this, where you told anyone from the 2 2 Α. No. police department that you were born on 3 Did you give them your mom's number? 3 4 February 14, 1998? 4 Yes. Can I go to the bathroom? I 5 5 Α. No. have to go really bad. 6 (Whereupon a break was 6 Do you know anybody born on 7 7 February 14, 1998? taken.) 8 8 A. MR. GAINER: Can you read the last After you -- how long do you think you 9 question back, I've forgotten where I stopped. 9 Q. 10 (Whereupon the record 10 were in the youth office? I was waiting there for, like, at 11 11 was read back by the court reporter. least 45 minutes. It was just me and the youth 12 BY MR. GAINER: 12 officer. The other officer, he just left. 13 While you were in the youth office, or 13 you said the youth room I think, did you have any 14 Okay. I suspect that all the 14 questions I just asked you about that birthday, I 15 15 conversation with either of the officers about 16 think I said them all wrong, because I think I your birthday? 16 said 1998. So let me say them again to be sure. 17 17 A. No. 18 Did anybody ever tell you, while you 18 How about your age, did you have any conversations with them about your age? 19 were at the police station, that they had a 19 record of you being born on February 14, 1988? 20 No, the youth officer asked me, so I 20 A. 21 told him. 21 No, sir. Have you ever been arrested by the 22 What did you tell him? 22 Q.

23

I told him my name and my birthday.

23

Α.

Chicago Police Department, and given the birthday

113 115 for you, February 14, 1988? 1 was photographed and fingerprinted, it was after 1 2 I returned from the hospital. 2 Α. No, sir. 3 Have you ever obtained any knowledge 3 Right. And I understand that you were Q. in the lockup when you got photographed and 4 from anywhere, that your police record indicates 4 5 that you were born February 14, 1988? 5 fingerprinted. My question is, after you 6 A. No, sir. 6 returned from the hospital, were you ever put 7 7 back into a holding cell? Q. Do you know anyone with the birthday, February 14, 1988? 8 No, I was just in the youth room. 8 So you stayed in the youth room the 9 9 A. No, sir. whole time, other than when you got fingerprinted 10 Now, let's go back to where I was 10 Q. and photographed? 11 going to go before I realized I had screwed that 11 12 12 A. Yes, sir. 13 13 Q. After you left the youth room, were How long do you think you were in the you released? 14 youth office? 14 15 15 Probably about 45 minutes. A. Yes, sir. Α. Did you have any idea what time it was All right. Do you know what time it 16 16 17 when you were in the youth office? 17 was when you were released? Not really, I just know it was dark. 18 No, I stopped paying attention to the 18 19 Was it the next day? 19 Q. time. 20 Okay. Where did you go after you left 20 A. No, it was the same day. Q. It was still December --21 the youth office? 21 22 22 The youth officer, they was just A. 14. 23 23 Q. -- 14th? trying to contact my mom. They couldn't get 116 114 1 Yes, sir. 1 ahold of her for me. And after a while, she A. 2 Who were you released to? 2 asked -- that's when they released me. Q. 3 My mother. 3 Q. Did you ever go into the lockup? A. 4 4 Okay. Did you hear your mom have any A. conversations with anyone at the police 5 5 Q. At what point did you go into the 6 department? 6 lockup? 7 I think it was -- I can't really 7 Not until she just seen me. She was, A. 8 8 like, what happened, stuff like that. remember the time, but I know I took a photo 9 Who did she say that to? 9 picture. She was asking the officer that was at 10 10 Q. A mug shot? the front desk. They called my name over the 11 11 A. Yes. 12 All right. Were you fingerprinted? 12 intercom. Q. What did the officers at the front 13 13 Q. Α. 14 14 desk tell her? Q. Were you ever put into a cell in the 15 They didn't know. 15 lockup, after your first problem in the cell A. So it wasn't the arresting officers? 16 where you hit your head? 16 Q. 17 A. No. 17 Α. No. Where did the arresting -- were the 18 Actually, that's a poorly worded 18 arresting officers still around when you were 19 question. Let me ask it a different way. 19 released? 20 20 Were you ever placed into a cell in 21 A. 21 the lockup after you had returned from the So you were released by somebody else 22 hospital? 22 Q. 23 Yes, by the youth officer. 23 No. I think this was -- the time I Α.

	117		119
1	Q. When's the last time you saw either of	1	Q. At some point did you go to court for
2	the arresting officers that night?	2	this?
3	A. I didn't see them again.	3	A. I really can't remember going to court
4	Q. What I'm saying is, you mentioned that	4	for it.
5	the driver officer was in the youth office with	5	Q. All right. Do you have any idea what
6	you at some point?	6	happened to this case?
7	A. Yes, and then he left.	7	A. Not really.
8	Q. Is that the last time you saw either	8	Q. Do you know what you were charged
9	of them?	9	with?
10	A. Yes, sir.	10	A. They never told me.
11	Q. Okay. Do you have any idea what time	11	Q. Do you know now what you were charged
12	it was when he left?	12	with?
13	A. No, sir.	13	A. Not really.
14	Q. Have you seen either of them again	14	Q. Okay. Aside from seeing the driver
15	since then?	15	officer on the day Obama was elected, did you
16	A. The driver.	16	ever see him any other time since this?
17	Q. Where did you see him?	17	A. No. I was told by the OPS
18	A. I seen him on 1365 North Hudson.	18	investigator, that he won't be around the area.
19	Q. When?	19	That's what he told me, like, the next day, when
20	A. On 2008, the day Obama was elected for	20	I talked to the OPS investigator.
21	president.	21	Q. Okay. Do you remember who the OPS
22	Q. Were you still living there at that	22	investigator's name?
23	time?	23	A. No.
	118		120
1	A. No. The mother of my baby was.	1	Q. Did he tell you what he meant by that?
2	Q. So you were visiting?	2	A. No, he didn't say.
3	A. Yes.	3	Q. Did you ever come by the knowledge
4	Q. Where exactly in that area did you see	4	that there were complaints signed against you on
5	him?	5	this night?
6	A. Right like, in the same position	6	A. No.
7	that he was in the security guard booth.	7	Q. Did you ever have any discussions with
8	Q. Did you have any conversations with	8	any of the security guards about what happened
9	him?	9	after you were released?
10	A. No, I just told him I remember him.	10	A. No.
11	Q. What did he say to you?	11	Q. Did you ever have any conversations
12	A. He didn't say nothing.	12	with Michael Jones or Isis Walker about what
13	Q. What about the passenger officer, did	13	happened after you were released?
14	you ever see him again?	14	A. No.
15	A. No.	15	Q. I mean, I know you told me that
16	Q. Do you have any idea how long total	16	Michael Jones said, I can't believe that happened
17	you were in custody?	17	to us, or something like that, right?
18	A. Not really.	18	A. Yeah.
19	Q. Okay. And you were never taken to the	19	Q. Other than that, have you had any
20	county jail this night?	20	other conversations with him about this?
21	A. No, sir.	21	A. No.
22	Q. Did you have to bond out?	22	Q. Other than your attorney, have you had
23	A. No, sir.	23	any conversations with anybody about this arrest

121 123 1 All right. You had to go back and get 1 and this lawsuit, since the time you were 2 your stitches out, right? 2 released? 3 3 Yes. A. A. No. Where did you go for that? 4 Q. What about your mom? 4 5 5 No, I don't think I even went back to A. Yeah, I talked to my mother. 6 6 get my stitches out. Q. What did you talk about with her? 7 7 How did you get your stitches out A. Q. She was just not really -- basically 8 nothing. She was just saying, how do I feel 8 then? 9 9 A. They ain't out. after all this. The stitches are still in there? 10 10 Q. Q. When's the last time you talked to 11 your mom about this? 11 Α. 12 12 I assume that the doctors told you Like, about six months ago. Q. Α. 13 that you should go back to the doctor and get 13 Q. So it's been a while? vour stitches out? 14 A. Yeah. 14 15 Q. All right. I'm going to talk a little 15 A. Yes. 16 And you just didn't go? 16 Q. bit about your medical treatment. Actually, 17 A. Yes. 17 before I do that, let me ask you a quick 18 Did you ever receive any other medical 18 question. care for the injuries to your eyebrow and your 19 Have we now talked about all the 19 20 face, other than what you told me about the night 20 conversations you had with either of the 21 21 of the incident? arresting police officers on the night that this 22 Just painkillers, ibuprofen. 22 A. happened? 23 Okay. You never went and saw a doctor 23 Q. A. You said -- can you rephrase that? 124 122 Yeah. We talked about a lot of 1 1 again for those injuries? 2 2 different conversations, things said, and things Α. All right. You took some ibuprofen 3 that happened, on December 14, 2005. I want to 3 4 that you could buy at the drugstore? 4 make sure we're not leaving out any conversations 5 5 that you had with either the driver officer, or Α. Yes. 6 the passenger officer, on that night. So if we 6 Did you ever take any other medicine 7 7 for those injuries? did leave something out, tell me what it is, so I Not really. I just smoked marijuana a 8 8 don't miss it. 9 9 On the day Obama was elected, I looked little bit to get rid of the headache. Okay. Other than the ibuprofen and 10 at him -- I looked him in his face, and I told 10 the marijuana, did you ever take anything else 11 11 him, I'll never forget what he did. And that's 12 it. 12 for your injuries? 13 Did he say anything else to you? 13 A. Q. All right. This is going to sound 14 No, he didn't say nothing. He just 14 15 like a silly question. But no doctor ever told 15 looked shocked. you you should smoke marijuana for your injuries, 16 Have we talked about everything now? 16 Q. right? 17 A. Yes. 17 18 18 Q. All conversations? A. Yeah. 19 19 What I said was right? A. Yes. Q. 20 Okay. At some point did you go back 20 Α. Q. Okay. Did they ever x-ray you that 21 to the doctor for these injuries? 21 Q. 22 22 night? I remember going, but I can't remember 23 23 the day and stuff like that. A. No.

•	125		127
1	Q. Prior to this incident, had you ever	1	A. Yes.
2	suffered any head injuries?	2	Q. And it goes up from your eyebrow?
3	A. No.	3	A. Yes, sir.
4	Q. My question includes concussions, or	4	Q. Has any doctor ever told you that if
5	scars, or cuts, or anything like that.	5	you got the stitches out, the scar wouldn't be as
6	A. Before the incident?	6	bad?
7	Q. Yeah.	7	A. No. I really didn't want to go back
8	A. No, sir.	8	to that hospital, because it was, like, they
9	Q. Have you since?	9	really wasn't trying to help me.
10	A. No, sir.	10	Q. Okay. Did you ever go to any other
11	<ul><li>Q. Okay. You've never been diagnosed</li></ul>	11	hospital for these injuries, other than Lincoln
12	with a concussion?	12	Park?
13	A. Can you rephrase that?	13	A. Just Mount Sinai, the hospital that I
14	<ul> <li>Q. Yeah. Has a doctor ever told you that</li> </ul>		was born in.
15	you suffered a concussion, at any time?	15	Q. Did they treat you at Mount Sinai for
16	<ol> <li>A. Not to my knowledge.</li> </ol>	16	the injuries to your eyebrow and your face?
17	<ul> <li>Q. Have you ever had stitches, other that</li> </ul>	n 17	A. No, they didn't treat me for it.
18	this time?	18	Q. My question then is a little
19	A. Yes.	19	different. Did you ever go to any other hospital
20	Q. Where?	20	to get treatment for the injuries to your eyebrow
21	A. In my thigh.	21	or under your eye?
22	Q. Anywhere else?	22	A. No.
23	A. My knee.	23	Q. How about any other doctor?
	126	-	128
1	126 Q. Okay. Anywhere else?	1	A. No.
1 2		1 2	A. No.     Q. All right. Other than that scar on
	Q. Okay. Anywhere else?	]	A. No.     Q. All right. Other than that scar on your eyebrow or going up from your eyebrow, do
2	Q. Okay. Anywhere else? A. No.	2 3 4	A. No.     Q. All right. Other than that scar on your eyebrow or going up from your eyebrow, do you have scars anywhere else from this incident?
2 3	Q. Okay. Anywhere else? A. No. (Whereupon a discussion was had off the record.) BY MR. GAINER:	2 3 4 5	A. No. Q. All right. Other than that scar on your eyebrow or going up from your eyebrow, do you have scars anywhere else from this incident?  A. I've got a permanent black eye
2 3 4	Q. Okay. Anywhere else? A. No. (Whereupon a discussion was had off the record.) BY MR. GAINER: Q. Before we were interrupted, my	2 3 4 5 6	A. No. Q. All right. Other than that scar on your eyebrow or going up from your eyebrow, do you have scars anywhere else from this incident?  A. I've got a permanent black eye underneath.
2 3 4 5 6 7	<ul> <li>Q. Okay. Anywhere else?</li> <li>A. No.</li></ul>	2 3 4 5 6 7	A. No. Q. All right. Other than that scar on your eyebrow or going up from your eyebrow, do you have scars anywhere else from this incident? A. I've got a permanent black eye underneath. Q. What did you say?
2 3 4 5 6 7 8	Q. Okay. Anywhere else? A. No.  (Whereupon a discussion was had off the record.)  BY MR. GAINER: Q. Before we were interrupted, my question was, other than your face, your thigh, and your knee, did you ever get stitches anywhere.	2 3 4 5 6 7 8	A. No. Q. All right. Other than that scar on your eyebrow or going up from your eyebrow, do you have scars anywhere else from this incident? A. I've got a permanent black eye underneath. Q. What did you say? A. I've got a permanent black eye.
2 3 4 5 6 7 8	Q. Okay. Anywhere else? A. No.  (Whereupon a discussion was had off the record.)  BY MR. GAINER:  Q. Before we were interrupted, my question was, other than your face, your thigh, and your knee, did you ever get stitches anywherelse?	2 3 4 5 6 7 8 9	A. No. Q. All right. Other than that scar on your eyebrow or going up from your eyebrow, do you have scars anywhere else from this incident? A. I've got a permanent black eye underneath. Q. What did you say? A. I've got a permanent black eye. Q. And did any doctor ever tell you that
2 3 4 5 6 7 8 9	Q. Okay. Anywhere else? A. No.  (Whereupon a discussion was had off the record.)  BY MR. GAINER:  Q. Before we were interrupted, my question was, other than your face, your thigh, and your knee, did you ever get stitches anywherelse?  A. No, sir.	2 3 4 5 6 7 8 9	A. No. Q. All right. Other than that scar on your eyebrow or going up from your eyebrow, do you have scars anywhere else from this incident? A. I've got a permanent black eye underneath. Q. What did you say? A. I've got a permanent black eye. Q. And did any doctor ever tell you that that permanent black eye was caused by this
2 3 4 5 6 7 8 9 10	Q. Okay. Anywhere else? A. No.  (Whereupon a discussion was had off the record.)  BY MR. GAINER: Q. Before we were interrupted, my question was, other than your face, your thigh, and your knee, did you ever get stitches anywherelse?  A. No, sir. Q. Did you ever suffer any cuts or	2 3 4 5 6 7 8 9 10 11	A. No. Q. All right. Other than that scar on your eyebrow or going up from your eyebrow, do you have scars anywhere else from this incident? A. I've got a permanent black eye underneath. Q. What did you say? A. I've got a permanent black eye. Q. And did any doctor ever tell you that that permanent black eye was caused by this incident?
2 3 4 5 6 7 8 9 10 11 12	Q. Okay. Anywhere else? A. No.  (Whereupon a discussion was had off the record.)  BY MR. GAINER: Q. Before we were interrupted, my question was, other than your face, your thigh, and your knee, did you ever get stitches anywherelse?  A. No, sir. Q. Did you ever suffer any cuts or bruises to your head, other than what you told me	2 3 4 5 6 7 8 9 10 11 12	A. No. Q. All right. Other than that scar on your eyebrow or going up from your eyebrow, do you have scars anywhere else from this incident? A. I've got a permanent black eye underneath. Q. What did you say? A. I've got a permanent black eye. Q. And did any doctor ever tell you that that permanent black eye was caused by this incident? A. No.
2 3 4 5 6 7 8 9 10 11 12 13	Q. Okay. Anywhere else? A. No.  (Whereupon a discussion was had off the record.) BY MR. GAINER: Q. Before we were interrupted, my question was, other than your face, your thigh, and your knee, did you ever get stitches anywherelse? A. No, sir. Q. Did you ever suffer any cuts or bruises to your head, other than what you told me about today?	2 3 4 5 6 7 8 9 10 11 12 13	A. No. Q. All right. Other than that scar on your eyebrow or going up from your eyebrow, do you have scars anywhere else from this incident? A. I've got a permanent black eye underneath. Q. What did you say? A. I've got a permanent black eye. Q. And did any doctor ever tell you that that permanent black eye was caused by this incident? A. No. Q. Okay. And just to be clear, I know
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2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20	Q. Okay. Anywhere else? A. No.  (Whereupon a discussion was had off the record.)  BY MR. GAINER: Q. Before we were interrupted, my question was, other than your face, your thigh, and your knee, did you ever get stitches anywhere else? A. No, sir. Q. Did you ever suffer any cuts or bruises to your head, other than what you told me about today? A. No, sir. Q. Do you still have scars? A. Yes. Q. From this? A. Yes, sir. Q. Can you just tell me we have to do it so it's clear on the record. So tell me where	2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20	A. No. Q. All right. Other than that scar on your eyebrow or going up from your eyebrow, do you have scars anywhere else from this incident? A. I've got a permanent black eye underneath. Q. What did you say? A. I've got a permanent black eye. Q. And did any doctor ever tell you that that permanent black eye was caused by this incident? A. No. Q. Okay. And just to be clear, I know that we'll go over this in a second in your interrogatories, but actually, I'll wait until then strike that. Did you ever receive any medical bills for this? A. I actually don't know. Q. Did you ever pay any medical bills for
2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 21	Q. Okay. Anywhere else? A. No.  (Whereupon a discussion was had off the record.)  BY MR. GAINER: Q. Before we were interrupted, my question was, other than your face, your thigh, and your knee, did you ever get stitches anywhere else? A. No, sir. Q. Did you ever suffer any cuts or bruises to your head, other than what you told me about today? A. No, sir. Q. Do you still have scars? A. Yes. Q. From this? A. Yes, sir. Q. Can you just tell me we have to do it so it's clear on the record. So tell me where you still have a scar.	2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 21	A. No. Q. All right. Other than that scar on your eyebrow or going up from your eyebrow, do you have scars anywhere else from this incident? A. I've got a permanent black eye underneath. Q. What did you say? A. I've got a permanent black eye. Q. And did any doctor ever tell you that that permanent black eye was caused by this incident? A. No. Q. Okay. And just to be clear, I know that we'll go over this in a second in your interrogatories, but actually, I'll wait until then strike that. Did you ever receive any medical bills for this? A. I actually don't know. Q. Did you ever pay any medical bills for this?
2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20	Q. Okay. Anywhere else? A. No.  (Whereupon a discussion was had off the record.)  BY MR. GAINER: Q. Before we were interrupted, my question was, other than your face, your thigh, and your knee, did you ever get stitches anywhere else? A. No, sir. Q. Did you ever suffer any cuts or bruises to your head, other than what you told me about today? A. No, sir. Q. Do you still have scars? A. Yes. Q. From this? A. Yes, sir. Q. Can you just tell me we have to do it so it's clear on the record. So tell me where	2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20	A. No. Q. All right. Other than that scar on your eyebrow or going up from your eyebrow, do you have scars anywhere else from this incident? A. I've got a permanent black eye underneath. Q. What did you say? A. I've got a permanent black eye. Q. And did any doctor ever tell you that that permanent black eye was caused by this incident? A. No. Q. Okay. And just to be clear, I know that we'll go over this in a second in your interrogatories, but actually, I'll wait until then strike that. Did you ever receive any medical bills for this? A. I actually don't know. Q. Did you ever pay any medical bills for

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1 medical bills for this?

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- I never asked her about it.
- 3 So you don't know one way or the other 4 if there were any medical bills?
  - A. Right.
- 6 Other than that, do you know if you Q. 7 suffered any out-of-pocket expenses as a result 8 of this incident?
  - A. No, I don't know.
- 10 Q. Okay. All right. I'm going to give you what we'll mark as Exhibit 1. 11

(Exhibit No. 1 marked

for identification.)

14 BY MR. GAINER:

- Okay. I'm going to hand you what the court reporter just marked at Plaintiff's Exhibit No. 1, or Plaintiff 1, for this deposition. Have
- 18 you seen this document before?
- 19 A. Yes, sir.
- 20 Okay. Flip to the last page, will Q.
- 21 you. You see there that there's a signature; is
- 22 that your signature?
  - A. Yes, sir.

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- 1 Okay. These are interrogatories that 2 you answered in conjunction with this lawsuit. 3 Is that your understanding?
  - Α. Yes, sir.
  - Q. I'd like to go to interrogatory number four, please, which is on page two of this. And this is a question about injuries that you suffered as a result of this incident.
    - A.
  - And we've talked a lot about your Q. physical injuries, the cut on your face, the scar, and hitting your head. I'd like to ask you about some of the emotional injuries that you describe here. If you look, it's the third to last sentence, I'm talking about the sentence that says, plaintiff further suffered anguish, humiliation, pain, and emotional distress as a result of these injuries. Do you see that?
    - A.
  - Q. Can you tell me -- can you describe for me the anguish, humiliation, pain, and emotional distress that you've suffered as a result of this incident?

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- Well, like, I have constant headaches.
- 2 It's, like, I'm scared of the police officer a 3
  - little bit. Just -- that's probably about it.
  - Q. All right. Let's talk first about the headaches. Describe for me the constant headaches, how often do you get them?
- A. Like, when I go to sleep, wake up, 7 8 when I get up out of bed, sometimes before I eat, 9 like, late at night, I'll try to go sleep, stuff
- 10 like that, in the middle of the day. 11 Is this every day?
  - It's like every other day. A.
- So every other day. How long has this 13 14 been happening?
- 15 Ever since it occurred, the accident 16 occurred.
- 17 So every other day, for at least four Q. 18 years, you've been suffering headaches when you wake up, when you go to sleep, and what was the 19 20 other thing you said?
- 21 Like, sometimes around when I eat. A.
  - Around dinner -- or whenever you eat, Q. or a particular meal?

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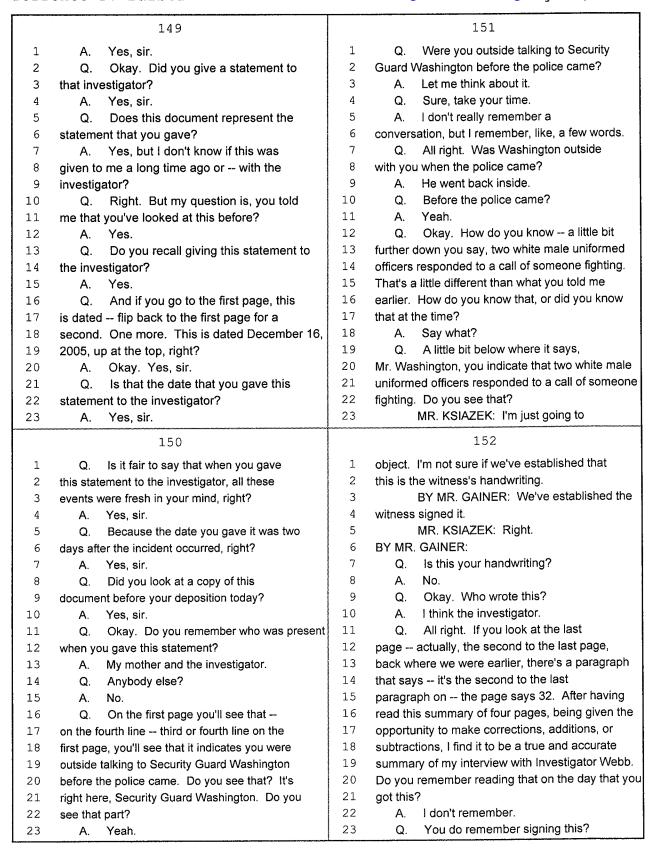
- Probably, like about lunch or A. something.
- So every other day for the last four years, you've been suffering headaches when you wake up, when you go to sleep, when you get out of bed, and before you eat lunch?
  - A. Yes, sir.
- Okay. Why do you think these headaches are associated with this?
  - 'Cause it just hurts in the same spot. A.
- Describe for me where it hurts.
- My right eyebrow, above my right A. eyebrow.
- All right. Have you seen any doctors Q. for these headaches?
  - A. Not really.
- Q. All right. Has any doctor or any other medical care provider, meaning nurse or anyone else, ever told you that these headaches were caused by this incident?
- A. No. My -- the mother of my baby, she 21 was -- I mean, she was getting her degree in the 22 23
  - -- how can I say this? Like, the nursing and

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1	stuff, and she told me I should go to the	1	Q. How did you hurt your leg?
2	hospital, and stuff like that.	2	A. Climbing over a gate.
3	Q. Which one who is it that said this?	3	Q. All right. Other than that, did you
4	A. Dominique Stephson.	4	ever look for any medical treatment for
5	Q. She's getting a degree in nursing?	5	(Whereupon a guard
6	A. Yes.	6	entered the room.)
7	Q. And she told you you should go to the	7	MR. GAINER: Let's go off the record.
8	hospital for your headaches?	8	(Whereupon a break was
9	A. Yes.	9	taken.)
10	<ul> <li>Q. Did she ever tell you that the</li> </ul>	10	BY MR. GAINER:
11	headaches were caused by this incident?	11	Q. Other than this treatment you received
12	A. Not really.	12	at Cook County Hospital, when you complained
13	<ul> <li>Q. Has anyone ever told you that, that</li> </ul>	13	about your headaches, have you received any other
14	your headaches were caused by this incident?	14	medical treatment for your headaches?
15	A. No.	15	A. No, they just keep prescribing me the
16	Q. Have you ever gone to the hospital for	16	pain pills. They really don't work, to tell you
17	these headaches?	17	the truth.
18	A. I went one time, and that was when I	18	Q. Who keeps prescribing you painkillers?
19	got the stitches in my leg, and that's when I got	19	A. The doctors that I went to to get my
20	painkillers.	20	leg stitches, she just told me I should get some
21	Q. When you were getting the stitches in	21	painkillers.
22	your leg, did you tell them about your headaches?	22	Q. Okay. For you headaches
23	A. Yes.	23	A. Yeah.
	134		136
1	Q. What hospital was that?	1	Q or for your stitches?
2	A. I think it was Cook County Hospital.	2	<ul> <li>A. No, for my headache.</li> </ul>
3	Q. When was that?	3	<ul> <li>Q. All right. What kind of painkillers</li> </ul>
4	A. I'm not sure. I know it was the	4	did she prescribe?
5	summer of '09. I don't know exactly.	5	A. Ibuprofen, but she told me to get a
6	Q. The summer of '09 you say?	6	higher dose, like 800 milligrams.
7	A. Yes.	7	Q. Did she actually write you a
8	Q. And you complained about your	8	prescription, or did she tell you to buy them at
9	headaches then?	9	the drugstore?
10	A. Yes.	10	A. She wrote me a prescription, and I
11	Q. Can you tell me your Social Security	11	think it was and some antibiotic ointment to
12	number?	12	just clean my stitches in my leg.
13	A	13	Q. All right. But the ibuprofen was for
14	Q. Do you know the names of any of the	14	your headaches?
15	doctors or nurses who treated you at Cook County	15	A. Yes, sir.
16	Hospital on this occasion?	16 17	Q. Did your prescription run out before
17	A. No.	17 18	you came to prison?  A. It was, like, almost at the end. It
18	Q. I know you said you got stitches in	19	didn't run out, but it was almost at the end.
19	your leg, but was there anything else any	20	
20	other treatment that you received while you were there that we could use to figure out how we can	21	<ul><li>Q. So you never got it renewed?</li><li>A. No.</li></ul>
1 4	THE E HAL WE COULD USE TO HOUSE OUT HOW ME CALL	} <b>८</b> ⊥	A. INU.
22	_	22	O Are you taking pain medication for
22 23	get the records from that?  A. No.	22 23	Q. Are you taking pain medication for your headaches now?

139 137 pain and suffering, right? 1 Not really. 1 Α. 2 2 Are you still suffering from your A. Yes. Q. 3 3 Okay. Have we talked about all of headaches? Q. 4 4 your humiliations and indignities? Α. A. Can you rephrase that? Can you, like, 5 5 Any other medical treatment for those Q. 6 headaches that we haven't talked about? 6 give me the definition of both of them? 7 Sure. Apparent from this answer is 7 8 that you were humiliated by this. Do you know 8 Go to number ten -- actually, no, wait Q. 9 9 one second. These emotional injuries, you said what humiliated means? 10 10 that your emotional injuries are that you're A little bit, but not really. 11 It means that you were embarrassed, 11 scared of that police officer? something like that. 12 A. Yes. 12 13 13 Q. And then you said that that's it, Α. Yes. 14 Were you embarrassed by this? 14 right? Q. 15 15 Yes. Α. Yes. Α. How were you embarrassed? 16 Q. Yes? 16 17 I had to walk around with my face just 17 A. Yes. swollen. Every day people asked me questions 18 Q. All right. Did you ever see a doctor 18 19 like, what happened, who you get beat up by, 19 for these emotional injuries? 20 A. No. 20 stuff like that. Okay. How often did that happen? 21 Have you received any treatment for 21 22 For, like, about a week straight. 22 these emotional injuries? Α. How many times do you think people 23 23 No. Q. A. 140 138 Have you ever told anyone, other than 1 asked you what happened? 1 2 A. I can't even explain. It was 2 telling me right now, aside from your attorney, everybody, everybody that I talked to, everybody 3 3 about these emotional injuries? that I just -- they'd just look at me and ask me 4 A. No. 4 5 5 what happened. Even people that I don't know, Q. Okay. Now, go to number ten, please. This is a question about lost income. And you 6 they asked me what happened. 6 7 7 see the answer is actually on the next page, at Why were you embarrassed by that? 8 Because I really didn't like the 8 the top of the next page. It's true that you feeling of just walking around with my face all 9 9 weren't working when this happened, right? 10 No, I wasn't. 10 puffy, my eye, you know, split, stuff like that. A. 11 Q. Right. What I said was true? 11 It was just kind of crazy, because my eye was 12 black for a long time. 12 Α. Yes. 13 Q. Did you suffer from similar 13 So you're not making a lost income embarrassment when you got stitches in your leg? 14 14 claim here, right? 15 15 A. Α. I don't think so. If you go to number 20, this is a 16 What about when you got stitches in 16 Q. question about expenses and damages. I'll wait 17 your knee? 17 18 until you get there. Okay. Number 20, you'll 18 A. 19 What's the difference you think? 19 see it's a question about your expenses and 20 They can't see it. My stitches in my 20 A. damages. The first page, the first line says, 21 head was visible. 21 plaintiff seeks damages for humiliation, 22 indignities, mental and physical pain and 22 All right. Are there any other injuries or damages that we haven't talked about, 23 23 suffering. We have talked about all your mental

141 143 that you suffered from? And just to run them 1 right? 1 2 2 down for you, I think we've talked about A. Yes. 3 3 Do you know anything about your humiliation, we've talked about your mental --Q. being scared of the officer, we've talked about 4 4 attorney's fees? 5 5 To my knowledge, a little bit, but not your medical a lot, and we've talked about --6 well, I think that's all we talked about. What 6 really fully. 7 I don't want to know anything about 7 did we miss? Q. what you talked with your attorney about, because 8 MR. KSIAZEK: We talked about 8 9 9 I'm not entitled to know that. But if you know headaches. 10 the amount of attorney's fees you owe --10 BY MR. GAINER: 11 We talked about headaches and your 11 A. 12 medical, and stuff like that. Did we miss 12 Q. Okay. Go to number 22. This is the 13 -- a question about the police officers --13 anything? It was, like, in the summertime, like 14 14 -- that you say -- or that arrested 15 15 when I'd be working a little bit, it just -- I'd Q. got to always take breaks and just chill, and I 16 you this night? 16 17 A. Yes. 17 be getting a lot of nose bleeds and stuff like 18 18 Okay. The first officer you describe, that. the driver of the police car, we've talked a lot 19 19 Okay. And you think these nose bleeds 20 20 about, you say he was 5'11" to six feet tall, 165 are associated with this? 21 I guess so, because, like, it would be 21 to 175 pounds, white, with a bald spot, light 22 brownish hair, no glasses, dark brown eye -- dark 22 like my head would be pounding real hard, then my 23 brown eyes, no facial hair, dark blue vest, dark 23 nose would start bleeding, and that's when I got 144 142 blue pants, and long-sleeved light baby-blue to chill or take a little break or something. 1 1 Chicago Police Department shirt? 2 Okay. And this happened when you were 2 3 working? 3 Α. Yes, sir. Okay. And then the passenger you --4 4 Yes. Q. A. 5 Hold on. I think you all got this 5 Q. And only when you were working? 6 A. Just like -- yes, when I was out in 6 messed up. The driver is shorter than the 7 7 passenger. It might be mixed up right here. the sun. 8 8 Okay. Tell me what's in here that's Q. So when you were working for Q. 9 Portillos? 9 inaccurate. The driver, his height. I don't think 10 A. Yes. 10 A. 11 Which Portillos did you work at? 11 he's that tall. Q. 12 Okay. How tall do you think he is? 12 Α. Downtown Chicago. Q. 13 About 5'9", that's what I think. 13 The one on --Q. Anything else about that description 14 Ontario. 14 A. 15 Would you work inside? 15 that is inaccurate? Q. I was working inside for, like, a 16 16 A. Α. All right. In here you've got 165 to 17 17 little while, then I started working outside 18 175 for weight, and earlier you told me 140. 18 taking cash. 19 And you said you worked for the summer 19 Which one do you think is closer? Q. I'd say -- I think -- I'd say at least 20 20 of '08? about in between -- I'd say at least in between 21 21 A. 22 We talked about the fact that you 22 140 and 165. Q. don't know anything about your medical bills, 23 Okay. Fair enough. 23

147 145 Because I think 165 and 175, that 1 A. No. 1 2 As you sit here right now, do you 2 would be a little too overweight. Q. 3 Okav. 3 still believe that you weren't arrested before Q. 4 this incident? 4 But he was a little muscular. 5 5 All right. Is there anything about Α. I think so. 6 the description of passenger number two -- or the 6 Q. You think you were, or you don't think 7 7 passenger, officer number two, that you think is so? I think I wasn't. I can't tell. 8 8 inaccurate? Α. The PSMV charge that you're now here 9 9 Α. No. for, did you plead guilty of that, or were you 10 All right. I'm now going to show you 10 Q. convicted? 11 what we'll mark as Exhibit 2. 11 12 (Exhibit No. 2 marked 12 A. No, I pled guilty. Okay. For the probation violation, 13 13 for identification.) did you plead guilty to that, or did you have a BY MR. GAINER: 14 14 15 Q. All right. This is Exhibit No. 2 for 15 hearing? I pled guilty to that. I had a 16 your deposition. Have you seen this document 16 A. 17 hearing. 17 before? MR. GAINER: Okay. All right. Last 18 A. Yes, sir. 18 19 Flip to the last page, please. Again, exhibit. 19 Q. 20 that's your signature, right? 20 (Exhibit No. 3 marked 21 for identification.) 21 A. Yes, sir. 22 BY MR. GAINER: 22 Did you understand when you signed All right. This is Exhibit No. 3 for this that you were answering these questions 23 23 148 146 your deposition. Have you seen that document 1 under oath? 1 2 before? 2 Yes, sir. Α. 3 3 I want to stay on the first page. Α. Yes. The second to the last page, if you 4 This is a question about previous arrests, 4 Q. look at that quickly, it's got a number on it 5 5 correct, as far as you can tell from looking at that ends in 32. Do you see it? 6 6 it? 7 A. 7 Α. Yes. Yes, sir. At the bottom there, there's a 8 8 Okay. And you helped give your signature next to an X, is that your signature? 9 9 attorney information to answer these questions, 10 Α. Yes, sir. 10 right? To the best of your knowledge, next to 11 11 A. Yes, sir. your signature, is that your mom's signature? Okay. The first item at the bottom of 12 12 Q. this page, where it says number one, it indicates 13 Yes, sir. 13 Do you know what this document is? 14 14 that you were arrested on October 2nd, '05, and Q. 15 A little bit. 15 November 9, '05, at 1365 North Hudson. Do you Α. Tell me what you think it is. remember those arrests? 16 Q. 16 Like, just, basically most of the 17 17 Α. Not really. questions that you asked. 18 Okay. Do you disagree with the fact 18 All right. This is -- is it true that 19 that you were arrested on those dates? 19 your mom registered a complaint with the police 20 20 I can't really tell you. Α. Okay. Both of those dates are before 21 department after this happened? 21 22 this incident. Does that help refresh your 22 Α. Yes, sir. Did you meet with an investigator? 23 memory about being arrested before this incident? 23



153 155 1 Yes. 1 the officer was searching me. I do remember A. 2 Okay. Going back to the first page, 2 that. I do remember, he had on, like, army Q. 3 3 fatigues and, like -- an army fatigue suit. where it says that two officers responded to a 4 call of someone fighting, is that your 4 Q. Where was he standing? 5 5 understanding of why the police were there? Like, in the middle of two -- in both 6 Not really, not to the best of my 6 doorways. There's two doorways. 7 knowledge. I heard some noise, but I didn't hear 7 Q. All right. My recollection of your 8 nobody fighting. 8 previous testimony is that the driver officer 9 grabbed your shirt, searched you and handcuffed 9 Okay. 10 you. Here it says that he pushed you. Did he 10 The only time the police is going to A. 11 come is when somebody having, like, a 11 push you while you were out there? No, he just yanked me like a little 12 disturbance, or something like that. 12 13 13 bit. It ain't like no push, push. Okay. So as you sit here today, you 14 don't know whether or not they were responding to 14 So he grabbed your shirt? 15 somebody fighting? 15 A. Okay. Did you ever have any 16 Yeah, I don't know. 16 17 17 conversations with Security Guard Washington Q. Okay. But you agree that this is a about whether he saw you being grabbed by the 18 summary of the statement that you gave, based on 18 19 the fact that you signed it on December 16, 2005? 19 officer and searched on this day? 20 20 A. No. Can you rephrase it? 21 Yeah. Although that's different than 21 So are you just -- is it fair to say that in your statement here, that you're just 22 what you remember, the part about the fighting --22 23 23 guessing that he was a witness? Okay. 156 154 A. No. I'm quite sure -- it's really, Q. - we've already established that you 1 1 really going, fresh, fresh back to my memory, 2 signed this and had an opportunity to review it 2 that he was outside when this had occurred, when 3 on December 16, 2005, right? 3 4 the officer was searching me. 4 Okay. Okay. Are you sure he was watching 5 5 Q. Is that right, what I said? 6 MR. KSIAZEK: You have to answer out 6 you while you were being searched? 7 7 Yes. Yes. loud. 8 He was looking toward you? 8 THE WITNESS: Yes. 9 BY MR. GAINER: 9 A. Yes. 10 All right. Let's go to -- hold on one 10 Q. Did he say anything? 11 He didn't say nothing. 11 second while I find it. I just lost it. Okay. A. Flip back one page to page 30. Okay. 12 Let's -- the page that ends -- that has the 12 13 Look on the -- it's the first paragraph here, on 13 number 31 on it. page 30, where -- starting where there's a 14 A. Uh-huh. 14 15 description of officer one. You see, officer one 15 The last paragraph. It says, Barber Q. has light blond short hair, blue eyes. Do you stated that Security Guard Washington and Walker 16 16 17 were witnesses to officer one pushing him and 17 see that part? Yes. 18 18 cursing at him while outside. My understanding, A. 19 Okay. Does officer one have blue eyes 19 based on your testimony, is that Washington Q. or brown eyes? 20 20 wasn't there when that happened. Do you think 21 Washington saw that happen? 21 A. Brown. 22 22 All right. So that's not right? Coming back to my remember -- my Q. And his hair is not blond. So that is 23 memory, Officer Washington, he was outside while 23

<b></b>			
	157		159
1	not right.	1	Q. Okay. Is that the same with your
2	Q. Okay. You reviewed this statement	2	brother?
3	before you signed it, right?	3	A. My brother yes.
4	MR. KSIAZEK: Object, asked and	4	Q. How do I get in touch with Isis Walker
5	answered.	5	right now if I wanted to?
6	THE WITNESS: Not really.	6	A. She don't have no phone.
7	BY MR. GAINER:	7	Q. No? Okay.
8	Q. I'm sorry?	8	A. But I'm sure if you contact my mother,
9	A. Not really.	9	she will give you all the other information.
10	Q. But you did sign it?	10	Q. And you don't know where Michael Jones
11	A. Yes.	11	lives?
12	Q. All right.	12	A. No.
13	A. I don't remember reviewing the whole	13	Q. You told me where your mom lives, you
14	everything, but I remember reviewing part of	14	told me where Isis Walker lives. Do you have any
15	it.	15	idea how I can get in touch with Security Guard
16	Q. Do you remember telling the	16	Washington?
17	investigator that officer one had blond short	17	A. He works there sometimes, off and on.
18	hair and blue eyes?	18	Q. Is he still there?
19	A. No. I remember telling him he was just	19	A. Yes.
20	white.	20	Q. You already told me that Thorn's not
21	Q. Underneath that it says, officer two	21	there anymore, right?
22	was inside the 1365 building when officer one	22	A. No, he's not there.
23	pushed Barber. Do you see that?	23	Q. Do you know who Ralph Jones is?
	158	······	160
1	A. Yes.	1	A. Ralph Jones? I think he's a security
2	Q. Okay. Is that accurate, or is what	2	guard, too.
3	you told me earlier on accurate, about him	3	Q. What about somebody named John Brown
4	searching Jones while you were being searched by		do you know who that is?
5	officer one?	5	A. No.
6	A. That's inaccurate.	6	Q. Okay. Have we talked now about all
7	Q. Okay. Do you remember telling the	7	your damages in this case?
8	investigator that?	8	A. Yes.
9	A. About him pushing me?	9	Q. Have we talked about your entire claim
10	Q. No, about officer two being inside	10	against the officers and the City in this case?
11	when officer one pushed you.	11	A. Yes.
12	A. No.	12	Q. Did you meet with your lawyer today
13	Q. So never mind strike that.	13	before this deposition?
14	Do you have any idea how I can get in	14	A. Yes.
15	touch with Michael Jones right now?	15	Q. Okay. Again, I don't want to know
16	A. Not really. I'd have to talk to my	16	what you talked about. How long was that
17	mother or my brother to get his information.	17	meeting?
18	Q. Do they know Michael Jones?	18	A. I'm not sure. Not that long.
19	A. Yes.	19	Q. Okay. Was there anyone else present
20	Q. Okay. How does your mother know	20	for that meeting other than you and your lawyer?
21	Michael Jones?	21	A. No.
22	A. He was just a friend around the	22	Q. Prior to today, had you met with your
23	neighborhood.	23	lawyer before?
1 23	neighborhood.	40	idity of boloid:

	161		163
1	A. Yes.	1	looked at that before the deposition, right?
2	Q. Was there anybody how many times	2	A. Before this?
3	did you meet with your lawyer prior to today?	3	Q. Yeah.
4	A. I'm not sure. Like, twice, I think.	4	A. I remember a little bit when I was
5	Q. For either of those meetings, was	5	with the when I was with the when I was
6	there anyone else present besides you and your	6	with the
7	lawyer?	7	Q. Investigator?
8	A. I know the first time I went to the	8	A. Yeah, investigator.
9	office I was with my mother, but it was somebody	9	Q. My question is, before today's
10	else that I had before I met him, but I was by	10	deposition, so today, before we started, did you
11	myself when I talked to him.	11	look at this, the statement in Exhibit 3?
12	Q. The first time that you talked to your	12	A. No.
13	lawyer, was your mom in the room?	13	Q. Okay. But you did look at the
14	A. Yes.	14	interrogatories?
15	<ul> <li>Q. How old were you the first time you</li> </ul>	15	A. Yes.
16	met with your lawyer?	16	Q. Did you look at the supplemental
17	A. I can't really remember.	17	interrogatories, what's marked as Exhibit No. 2?
18	Q. Do you remember when the meeting was?		A. Yes.
19	A. I know it was a little cold outside,	19	Q. Did you look at anything else?
20	like, around October or something like that.	20	A. Just pictures and stuff.
21	Q. Was it October of 2009?	21	Q. What kind of pictures?
22	A. I'm not really sure.	22	A. Pictures of me.
23	Q. Were you 18?	23	Q. I'm going to show you some pictures,
	162		164
1	A. Yes.	1	I'm not going to mark them because who knows if
2	Q. All right. What did you talk about at	2	we'll ever get another set. But since they've
3	that meeting?	3	been produced, I'm sure that we all have copies.
4	A. I can't really remember. He asked me,	4	Do you remember having your pictures
5	like, what was happening, what was the incident.	5	taken your picture taken on the day of this
6	I know that part.	6	occurrence?
7	Q. Okay. At any time have you ever known	7	A. Yes.
8	the officers' names in this case?	8	Q. Do you remember who took your picture?
9	A. No.	9	A. I know my mother took a couple of
10	Q. Have you ever looked at any pictures	10	them.
11	of any police officers in relation to this case?	11	Q. Okay. Did anyone else take your
12	A. No.	12	pictures?
13	Q. What documents did you look at prior	13	A. Investigator.
14	to the deposition today?	14	Q. Did the police department ever take
15	A. The interrogities	15	your picture?
16	Q. Interrogatories?	16	A. Just the just on the I forgot
17	A. The interrogatories, and something	17	what they call it, the little photograph.
18	else I can't remember.	18	Q. So your mug shot?
19	Q. You told me already that you looked at	19	A. Yes.
20	the statement that's marked Exhibit 3, right,	20	Q. And then they took your picture again
21	this document here?	21	when you talked to the investigator?
22	A. You say what did you say?	22	A. Yes.
23	<ul> <li>Q. I think you already told me that you</li> </ul>	23	Q. Okay. I'm going to show you just a

	165		167
1	couple of these pictures. Did you look at that	1	A. Yes.
2	picture today?	2	Q. Are those also from this incident?
3	A. Yes.	3	A. Yes, sir.
4	Q. All right. Is that you in that	4	Q. Other than the injuries that are shown
5	picture?	5	on this photograph, attachment 12 D to the CR
6	A. Yes, sir.	6	number that we both have, did you suffer any
7	Q. Was that one of the pictures taken	7	other injuries?
8	when you were with the investigator?	8	A. No, sir.
9	A. Yes, sir.	9	Q. All right. I want to make sure I have
10	MR. GAINER: And just for the record,	10	all the witnesses in this case. Okay. So I've
11	this is this is not one of the ones with Bates	11	got Michael Jones, who we've talked about?
12	stamp, but this is attachment 12 C to the CR	12	A. Yes.
13	number.	13	Q. Isis Walker, who we've talked about?
14	MR. KSIAZEK: Okay.	14	A. Yes.
15	BY MR. GAINER:	15	Q. Security Guard Washington, who we've
16	Q. Are those the clothes that you were	16	talked about?
17	wearing on the day of the incident strike	17	A. Yes.
18	that.	18	Q. The two police officers?
19	This was taken on December 16th,	19	A. Yes.
20	right, when you went to meet the investigator?	20	Q. You?
21	A. Yes, I think so.	21	A. Yes.
22	Q. Okay. Does that show your injuries in	22	Q. Can you think of anyone else who has
23	this case?	23	any knowledge or witnessed any part of this?
	166	***************************************	168
1	A. Yes, sir.	1	A. Courtney Turner.
2	Q. I'll show you what's attachment 12 D	2	Q. Who is Courtney Turner?
3	to the CR number, which is a closer photo. Is	3	A. That is my brother's girlfriend.
4	that you in that picture?	4	Q. Where was she when this was happening?
5	A. Yes, sir.	5	A. She was walking up when I was getting
6	Q. Is that one of the pictures that was	6	arrested.
7	taken when you met with the investigator?	7	Q. So have you spoken with her about this
8	A. Yes, sir.	8	case?
9	Q. Okay. And that shows a scar coming up	9	A. No.
10	from your right eyebrow with some looks like	10	Q. What part of this was she present for,
11	some butterfly bandages across it, right?	11	just when you were arrested?
12	A. Yes, sir.	12	A. Yeah, like when he was searching me.
13	Q. All right. And is that the cut that	13	MR. GAINER: All right. Let's go off
14	you got that required stitches?	14	the record.
15	A. Yes, sir.	15	(Whereupon a break was
16	Q. And then underneath your right eye	16	taken.)
17	there are some scrapes, and it looks like it has	17	BY MR. GAINER:
18	some cream on it. Are those the scrapes that you	18	Q. So Courtney Turner was walking up when
19	were talking about earlier?	19	you were being arrested?
20	A. Yes, sir.	20	A. Yes, sir.
21	Q. It looks like up above your left	21	<ul> <li>Q. Do you have any knowledge, did she</li> </ul>
22	eyebrow, there are some additional scrapes, do	22	ever tell you what part of this she saw?
23	you see those?	23	A. No.

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1	Q. Okay. So you just think she's a	1	A. Yes.
2	witness, based on the fact that she was walking	2	Q. So how many years have passed between
3	up when you were being arrested?	3	1991 and 2005?
4	A. Yes.	4	A. Rephrase that.
5	Q. Did you ever hear her talk to either	5	Q. Sure. How many years was it between
6	of the police officers?	6	2005 and 1991?
7	A. No.	7	A. 15, 16 years, I think.
8	<ul> <li>Q. And you never talked to her about</li> </ul>	8	Q. Okay. Do you know if it's 14 years?
9	this?	9	A. 14?
10	A. No.	10	Q. Yeah.
11	Q. Anyone else other than Courtney Turner	11	A. Okay.
12	and the people that I've already identified?	12	MR, GAINER: Object to form.
13	A. That's it.	13	BY MR. KSIAZEK:
14	<ul> <li>Q. Your mom is listed as a witness in</li> </ul>	14	Q. Do you know if you were 14 at the time
15	this case. Obviously she has knowledge about	15	when this happened?
16	this statement, because she was with you, right?	16	<ul> <li>A. I really don't know my age around that</li> </ul>
17	A. Uh-huh.	17	time.
18	MR. KSIAZEK: You have to answer out	18	Q. All right. I just want to clarify.
19	loud.	19	When you said that both yourself and Michael
20	THE WITNESS: Yes, sir.	20	Jones were placed in the cells, when you were at
21	BY MR. GAINER:	21	the district
22	Q. Okay. Anything else that you can	22	A. Uh-huh.
23	think, or that you talked about with your mom	23	MR. GAINER: Is that a yes?
	170		172
1	about this case that she would know about?	1	THE WITNESS: Yes, sir.
2	A. No.	2	MR, GAINER: Thanks.
3	Q. Okay. All right. Well, I think	3	BY MR. KSIAZEK:
4	that's all the witnesses then, right? Can you	4	Q who went into a cell first, you or
5	think of anybody else?	5	Mr. Jones?
6	A. That's it. Everything is like,	6	MR. GAINER: Objection to form, asked
7	this is getting really, really fresh. That's it	7	and answered.
8	though.	8	THE WITNESS: Michael Jones. He was
9	MR. GAINER: All right. Mr. Barber, I	9	walking past as I was in front of the second
10	think that's all the questions that I have. I'm	10	holding cell. They put him in that's when
11	going to look through this for about a minute,	11	they put him in.
12	make sure I didn't miss anything. If you have a	12	BY MR. KSIAZEK:
13	couple, I'll just jump in after you.	13	Q. Did you suffer any pain when your face
14	MR. KSIAZEK: Sure. I'll just take a	14	hit the brick in the cell?
15	minute myself.	15 16	A. Yes.
16	EVARAINIATIONI	16 17	Q. What did it feel like when your face hit the brick in the cell?
17	EXAMINATION  BY MAD KSIAZEK	18	
18	BY MR. KSIAZEK	19	A. It just hurt a lot, and I really didn't feel nothing other than I just know
19	Q. Let me ask this, you said your birth date was February 14, 1991, right?	20	everything went black. All the light and
20	uale was replualy 14, 1331, HUML!	20	•
20		21	everything just went black after that
21	A. Yes, sir.	21 22	everything just went black after that.  O Had you ever had any headaches like
I		21 22 23	everything just went black after that.  Q. Had you ever had any headaches like the type you described on the record today, prior

173 175 1 to December 14, 2005? 1 stated that he could not get up, and officer two 2 2 grabbed him by the -- next page -- hoodie, and Yes. 3 Q. You have? 3 dragged him, while on the floor, into the cell. 4 A. Yes. 4 Once in the cell, officer two tried to pick him 5 Q. When did you have headaches prior to 5 up, and pushed him on his chest again, causing 6 December 14, 2005? 6 him to strike his face and head on a concrete 7 7 You saying -- prior means -bench located inside this cell. You testified 8 Q. Before. 8 earlier that the driver officer dragged you --9 9 A. Oh, no. No. A. 1--10 10 Let me finish -- dragged you into the So just to clarify, you haven't had 11 any headaches like the type you described before station, pushed you into the cell, and caused you 11 12 December 14, 2005? 12 to hit your head. The statement that you gave to 13 Right. 13 IPRA two days after this incident says that it MR. KSIAZEK: That's all I have. 14 14 was the passenger officer. Which one was it? 15 15 They must have gotten the officers MR. GAINER: Okay. I have one or two 16 more 16 mixed up, because it was the driver, one, the 17 17 officer one. So I don't know why they got two 18 **FURTHER EXAMINATION** 18 down there. 19 BY MR. GAINER 19 Q. So the driver officer --20 Can you go back to Exhibit No. 3, 20 A. That's number one. 21 please, which is that statement. I want to talk 21 So the driver officer is officer one? Q. 22 about the first page for a minute, the second 22 Yes. A. 23 paragraph there. I just want to note that -- you 23 Q. And he's the one that pushed you in 174 176 1 see the part where it says, Barber, it starts 1 the cell? 2 with Barber right down here? See that, Barber 2 A. Yes. 3 stated? 3 And dragged you through the corridor? Q. 4 A. Yes. 4 A. 5 5 Okay. Just below that, it's: Barber And the statement that you gave and Q. 6 you signed to IPRA -- OPS, I'm sorry, on December stated that the officer driver asked him his 6 7 name, he gave him his name, and this officer, 7 16, 2005, indicates that you told OPS that it's 8 8 officer two. And you're testifying that you did officer one, stated to him, fuck you and your 9 9 mama. You see that? tell him that? 10 A. Yes. 10 MR. KSIAZEK: Objection, And you told me about that, about the 11 Q. 11 mischaracterizes his testimony. 12 driver and your altercation with him on the 12 BY MR. GAINER: 13 13 street? Okay. So you're testifying that you 14 A. Yes, sir. 14 did tell him that? 15 Go to the next page, similar area, 15 Tell him what? 16 16 That it was officer two who did that? which is down here, where it says, while at the 17 station -- this is the page that's marked 30 at 17 No, I didn't testify that it was 18 officer two. I don't know if he misheard me the bottom. 18 19 19 A. Yes. about certain things, but I'm for sure it was 20 20 While at the station the passenger officer one. 21 officer, officer two, escorted him to the lockup 21 Are you for sure that you told the 22 facility, pushed him upon opening the door on his 22 investigator that it was the driver and not the 23 chest, causing him to fall on the floor. Barber 23 passenger?

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1	A. Yes.	1 SIGNATURE PAGE
2	Q. So this is wrong then	2 THE UNITED STATES DISTRICT COURT
3	A. Yes.	NORTHERN DISTRICT OF ILLINOIS
4	Q this part of the statement?	3 EASTERN DIVISION
5	A. Yes.	4
6	MR. GAINER: Okay. I don't have any	TERRENCE BARBER, )
7	other questions.	5 ) Plaintiff, )
8	MR. KSIAZEK: I'm all done. We'll	6 )
9	reserve signature. I don't know how I'll get it	vs. ) No. 08-CV-6363
10	to him, but we'll reserve for now.	7 ) Judge Anderson P.O. Michael Malanluk (#11652), ) Magistrate Judge Ke
11	(Further deponent saith	8 P.O. Michael Shields (#5951), )
12	not.)	individually and THE CITY OF ) 9 CHICAGO.
13	(Signature reserved.)	9 CHICAGO, ) 10 )
14		11 Defendants. )
15		12 13
16		14 I, TERRENCE BARBER, do hereby certify that I have
17		read the foregoing transcript of the deposition taken on
18		January 25, 2010, before Lisa J. Doerr, C.S.R., and that the questions and answers are true and correct, except a
19 20		may be noted on the attached sheet.
		19 20
21 22		21
23		22
		23 TERRENCE D. BARBER
	178	180
1	STATE OF ILLINOIS ) ) SS.	1 ERRATA SHEET
2	COUNTY OF WOODFORD ) CERTIFICATE	2 PAGE LINE CHANGE REASON 3
3	I, Lisa Doerr, CSR, License #084-004304, DO	4
4	HEREBY CERTIFY that, pursuant to notice, there came before me on January 25, 2010, at 100	5
5	Hillcrest Road, East Moline, Illinois, the following named person to wit:	6
6	TERRENCE BARBER,	7
	who was by me first duly sworn to testify to the truth and nothing but the truth of his knowledge	8
7	touching and concerning the matters in controversy in this cause and that he was	9
8	thereupon carefully examined upon his oath, and	10
9	his examination immediately reduced to shorthand by means of stenotype by me.	11
10	I ALSO CERTIFY that the deposition is a true record of the testimony given by the	12
11	witness, that the reading and signing of the deposition by the said witness were expressly	13
	reserved, but that the necessity of calling the	14
12	court reporter at time of trial for the purpose of authenticating said transcript was waived.	15
13	I FURTHER CERTIFY that I am neither	16
14	attorney nor counsel for, nor related to, nor employed by, any of the parties to the action in	17
1,5	which this deposition is taken, and, further, that I am not a relative or employee of any	18
16 17	attorney or counsel employed by the parties	19
18	hereto, or financially interested in the action. IN WITNESS WHEREOF, I have hereunto set my	20
19 20	hand on February 4, 2010.	21
21 22		22
23	CSR License #084-004304	23